



SEATTLE CITY COUNCIL

Legislative Summary

CB 119659

Record No.: CB 119659

Type: Ordinance (Ord)

Status: Passed

Version: 2

Ord. no: Ord 125959

In Control: City Clerk

File Created: 09/20/2019

Final Action: 10/11/2019

Title: AN ORDINANCE relating to emergency assistance for low-income City Light Department and Seattle Public Utilities Department customers; amending Sections 21.49.042 and 21.76.065 of the Seattle Municipal Code to expand and align eligibility and assistance guidelines for emergency assistance programs.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: Mosqueda, Herbold

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments:

Drafter: jodee.schwinn@seattle.gov

Filing Requirements/Dept Action:

History of Legislative File

Legal Notice Published:

☐ Yes

☐ No

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	City Clerk	09/20/2019	sent for review	Council President's Office			
	Action Text: The Council Bill (CB) was sent for review. to the Council President's Office						
1	Council President's Office	09/20/2019	sent for review	Housing, Health, Energy, and Workers' Rights Committee			
	Action Text: The Council Bill (CB) was sent for review. to the Housing, Health, Energy, and Workers' Rights Committee						
1	City Council	09/23/2019	referred	Housing, Health, Energy, and Workers' Rights Committee			
	Action Text: The Council Bill (CB) was referred. to the Housing, Health, Energy, and Workers' Rights Committee						

- 1 Housing, Health, Energy, 09/24/2019 pass 09/30/2019 Pass
and Workers' Rights
Committee

Action Text: The Committee recommends that City Council pass the Council Bill (CB).

In Favor: 4 Chair Mosqueda, Vice Chair Juarez, Member Bagshaw, Alternate
Herbold

Opposed: 0

- 2 City Council 09/30/2019 passed as amended Pass

Action Text: The Motion carried, the Council Bill (CB) was passed as amended by the following vote, and the
President signed the Bill:

Notes: ACTION 1:

Motion was made by Councilmember Herbold, duly seconded and carried, to
amend Council Bill 119659, by substituting version 2 for version 1a.

ACTION 2:

Motion was made and duly seconded to pass Council Bill 119659 as amended.

In Favor: 8 Councilmember Bagshaw, Council President Harrell, Councilmember
Herbold, Councilmember Juarez, Councilmember Mosqueda,
Councilmember O'Brien, Councilmember Pacheco, Councilmember
Sawant

Opposed: 0

- 2 City Clerk 10/03/2019 submitted for Mayor
Mayor's signature
- 2 Mayor 10/04/2019 Signed
Action Text: The Council Bill (CB) was Signed.
- 2 Mayor 10/11/2019 returned City Clerk
Action Text: The Council Bill (CB) was returned. to the City Clerk
- 2 City Clerk 10/11/2019 attested by City Clerk
Action Text: The Ordinance (Ord) was attested by City Clerk.
-

CITY OF SEATTLE

ORDINANCE 125959

COUNCIL BILL 119659

AN ORDINANCE relating to emergency assistance for low-income City Light Department and Seattle Public Utilities Department customers; amending Sections 21.49.042 and 21.76.065 of the Seattle Municipal Code to expand and align eligibility and assistance guidelines for emergency assistance programs.

WHEREAS, in December 1985, the Emergency Low-Income Assistance program (ELIA) was established by Ordinance 112637 to provide emergency, low-income assistance to certain customers of the City Light Department (SCL); and

WHEREAS, the Emergency Assistance Program (EAP) was established by Ordinance 122174 in 2006 to provide emergency assistance to certain low-income customers of Seattle Public Utilities (SPU); and

WHEREAS, there is a need to establish consistent eligibility and assistance guidelines across the various City energy assistance programs; and

WHEREAS, Sections 21.49.042 and 21.76.065 of the Seattle Municipal Code provide for a once-per-year emergency credit of 50 percent of an eligible customer's delinquent bills up to a maximum credit amount; and

WHEREAS, when a minor child lives in an eligible customer's household, EAP allows the customer to receive the emergency credit twice per calendar year; and

WHEREAS, ELIA is only available one time per 12-month period to families with children in the household; and

WHEREAS, the assistance available through ELIA is a fixed \$200 per year and is not adjusted to reflect average rate changes in residential bills; and

WHEREAS, the assistance available through EAP is adjusted annually to reflect the average growth in bills for residential customers; and

WHEREAS, to be eligible for ELIA and EAP, total household income of all household members may not exceed 70 percent of the Washington State median income for the number of individuals living in the household; and

WHEREAS, SCL and SPU's June 2019 response to Statement of Legislative Intent 40-1-B-1 contains recommendations to expand access to emergency assistance by increasing income eligibility to 80 percent of state median income and to allow application of emergency assistance toward 100 percent of a customer's delinquent bills; and

WHEREAS, the City Council wishes to expand access to emergency assistance for low-income customers and align the SCL and SPU programs; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 21.49.042 of the Seattle Municipal Code, last amended by Ordinance 124836, is amended as follows:

21.49.042 Emergency low-income assistance program

A. An emergency credit of ~~((50))~~ 100 percent of a customer's delinquent bills up to a maximum credit ~~((of \$200))~~ as provided in subsection 21.49.042.C may be granted by the Department to income-eligible residential accounts, metered for a single household, ~~((which))~~ that qualify under the following criteria:

1. Total household income does not exceed ~~((70))~~ 80 percent of the Washington State ((Median Income)) median income; and

2. Have completed an Emergency Low-Income Assistance program application where income eligibility is verified; and

1 3. Have received a ~~((24 hour))~~ ten-day notice from the Department notifying
2 them that payment or payment arrangements must be made to prevent disconnection; and

3 4. Have entered into an agreement with the Department to pay a minimum of
4 50 percent of the delinquent amount and balance. The emergency credit from this program may
5 be applied to the required payment of the minimum of 50 percent of the delinquent amount.

6 B. A customer is eligible for the emergency credit ~~((only one time in each 12 month~~
7 ~~Period))~~ once each calendar year, or twice each calendar year if the household includes at least
8 one minor child.

9 C. In 2019, the maximum credit shall be \$200. In 2020 and subsequent years, the
10 maximum credit from 2019 shall be adjusted annually by the Department to reflect the average
11 growth in electric bills for residential customers.

12 Section 2. Section 21.76.065 of the Seattle Municipal Code, last amended by Ordinance
13 124156, is amended as follows:

14 **21.76.065 Low income emergency assistance program ((-))**

15 A. Qualification. Upon satisfactory proof, emergency assistance shall be issued to
16 each household for which a member of the household is billed, by SPU, for water, wastewater, or
17 solid waste services and:

18 1. Has annual income that, when combined with the annual income of all
19 household members, does not exceed ~~((70))~~ 80 percent of the Washington State median income
20 for the number of individuals in the household as computed annually by the state or the City; and

21 ~~((2. — Has received notice from SPU that payment or payment arrangements~~
22 ~~must be made to prevent disconnection; and~~

1 3. ~~Has made a payment arrangement for the remainder of any unpaid~~
2 ~~balance.))~~

3 B. Application. Applicants shall provide the information required by the Human
4 Services Department or SPU, on forms and in the manner determined by the Human Services
5 Department or SPU.

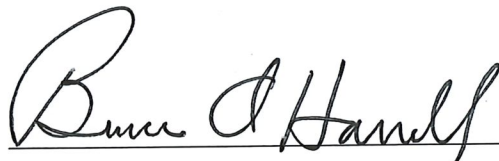
6 C. Emergency ~~((Credit))~~ credit. Customers with SPU residential accounts, metered
7 for a single-family residence, and determined by the Human Services Department or SPU to be
8 eligible under ~~((SMC))~~ subsection 21.76.065.A, shall receive an emergency credit of ~~((50))~~ 100
9 percent of the customer's delinquent bills up to a maximum credit defined in subsection
10 21.76.065.D, but may only receive such credit once each calendar year unless a minor child lives
11 with the customer. When a minor child lives in the household, the customer may receive an
12 emergency credit twice each calendar year.

13 D. Maximum ~~((Credit Defined))~~ credit defined. In 2006, the maximum credit shall be
14 ~~((Two Hundred Dollars (\$200)))~~ \$200. In 2007 and subsequent years, the maximum amount
15 from 2006 shall be adjusted annually by SPU to reflect the average growth in combined water,
16 sewer, and solid waste bills for residential customers.

17 E. SPU may, at its discretion, require a payment plan for the unpaid balance as a
18 condition of receiving emergency assistance under this program.

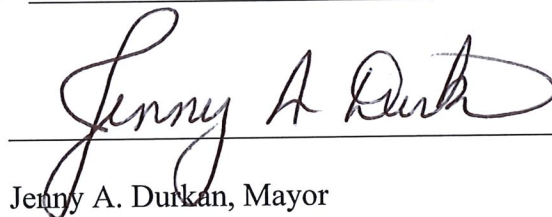
Section 3. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the 30th day of September, 2019,
and signed by me in open session in authentication of its passage this 30th day of September, 2019.



President _____ of the City Council

Approved by me this 4th day of October, 2019.


Jenny A. Durkan, Mayor

Filed by me this 11th day of OCTOBER, 2019.


Monica Martinez Simmons, City Clerk

(Seal)



STATE OF WASHINGTON -- KING COUNTY

--SS.

379066

No. TITLE ONLY

CITY OF SEATTLE, CLERKS OFFICE

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.

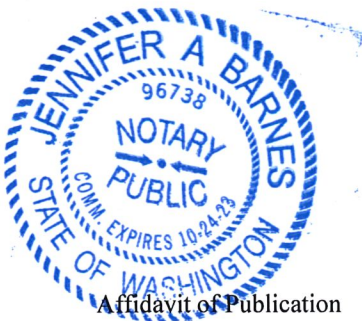
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:125949-961.865219

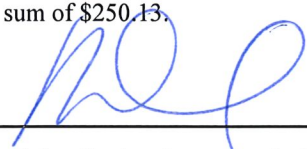
was published on

10/30/19

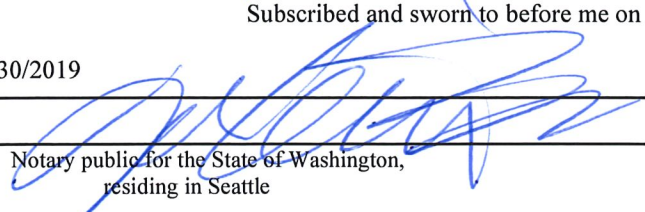
The amount of the fee charged for the foregoing publication is the sum of \$250.13.



Affidavit of Publication


Subscribed and sworn to before me on

10/30/2019


Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

The full text of the following legislation, passed by the City Council on September 30, 2019, and published below by title only, will be mailed upon request, or can be accessed at <http://seattle.legistar.com>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>.

Ordinance 125949

Council Bill 119660

AN ORDINANCE appropriating money to pay certain audited claims for the week of September 16, 2019 through September 20, 2019 and ordering the payment thereof.

Ordinance 125950

Council Bill 119606

AN ORDINANCE relating to rental properties; restricting a landlord's ability to limit the number of persons residing in a rental unit; prohibiting the use of conditions that are applied to persons residing in a rental unit who are not tenants; and amending Sections 7.24.020 and 7.24.030 of, and adding new Sections 7.24.031 and 7.24.032 to, the Seattle Municipal Code.

Ordinance 125951

Council Bill 119658

AN ORDINANCE relating to rental agreements; relieving a tenant experiencing domestic violence, sexual assault, unlawful harassment, or stalking from liability for damage to the landlord's property caused by a perpetrator of domestic violence, sexual assault, unlawful harassment, or stalking; creating a landlord mitigation program; and amending Sections 7.24.020, 7.24.030, and 22.206.170 of, and adding new Section 7.24.033 to, the Seattle Municipal Code.

Ordinance 125952

Council Bill 119619

AN ORDINANCE relating to notices to residential rental tenants; requiring certain notices to contain a reference to City landlord-tenant information and resources; and amending Section 22.206.180 of the Seattle Municipal Code.

Ordinance 125953

Council Bill 119620

AN ORDINANCE relating to residential rent payments; requiring receipts and non-electronic payment options; and amending Section 7.24.030 of the Seattle Municipal Code.

Ordinance 125954

Council Bill 119621

AN ORDINANCE relating to termination of residential rental tenancies; requiring compliance with the Rental Registration and Inspection Ordinance before issuing notices to terminate a tenancy; and amending Sections 22.206.160 and 22.214.075 of the Seattle Municipal Code.

Ordinance 125955

Council Bill 119639

AN ORDINANCE relating to Seattle Public Utilities; declaring certain real property rights to be surplus to the needs of Seattle Public Utilities; and authorizing the General Manager/CEO of Seattle Public Utilities to execute an easement agreement with Little Green Valley, LLC, a Washington limited liability company; Nancy J. Gleason; Ron L. Nickell aka Ronald L. Nickell and Sandra Flint Nickell, Husband and Wife; William H. Flint, The Heirs of Charles Eugene Flint; and Joan H. Zimmerman, allowing the use of certain City of Seattle property in the north half of the southwest quarter of Section 5, Township 22 North, Range 6 East, W.M., in King County Washington for access purposes.

Ordinance 125956

Council Bill 119631

AN ORDINANCE relating to the City Light Department; authorizing the General Manager and Chief Executive Officer of City Light to execute the NorthernGrid Funding Agreement; authorizing the execution of supplements, extensions, and amendments to such agreement subject to appropriated budget authority; and ratifying and confirming certain prior acts.

Ordinance 125957

Council Bill 119632

AN ORDINANCE relating to the City Light Department; granting authority for the Department to offer term-limited pilot programs to study demand response and low-income assistance programs.

Ordinance 125958

Council Bill 119633

AN ORDINANCE relating to the rates, terms, and conditions for the use and sale of electricity supplied by the City Light Department for 2020; amending Seattle Municipal Code (SMC) Sections 21.49.030, 21.49.052, 21.49.055, 21.49.057, and 21.49.081; adding a new Section 21.49.070 to the SMC; and ratifying and confirming certain prior acts.

Ordinance 125959

Council Bill 119659

AN ORDINANCE relating to emergency assistance for low-income City Light Department and Seattle Public Utilities Department customers; amending Sections 21.49.042 and 21.76.065 of the Seattle Municipal Code to expand and align eligibility and assistance guidelines for emergency assistance programs.

Ordinance 125960

Council Bill 119635

AN ORDINANCE relating to the City Light Department and the Office of Housing; transferring jurisdiction of the former Loyal Heights and Phinney Substation properties from the City Light Department to the Office of Housing for the purpose of developing permanently affordable home ownership.

Ordinance 125961

Council Bill 119614

AN ORDINANCE vacating Carr Place North between North 34th Street and North 35th Street, on the petition of Seattle Public Utilities (Clerk File 312535).

Ordinance 865219

Council Bill None

AN ORDINANCE for testing our passed legislation process

Date of publication in the Seattle Daily Journal of Commerce, October 30, 2019.

10/30(379066)