

10/16/17
Ver.3



Jkw → AS amended
[cjc] passed
Sponsor:

Kohl-Welles

1 **STRIKING AMENDMENT TO PROPOSED ORDINANCE 2017-0420, VERSION**

2 **1**

3 On page 1, beginning on line 9, strike everything through page 9, line 172, and insert:

4 "STATEMENT OF FACTS:

- 5 1. In King County, heroin and opioid use continues to increase, resulting
6 in a growing number of fatalities due to overdoses. In 2013, heroin
7 overtook prescription opioids as the primary cause of opioid overdose
8 deaths. By 2016, according to medical examiner records, opioid-involved
9 deaths in King County totaled two hundred-nineteen, where there was an
10 overdose death in the county almost every thirty-six hours. Increases in
11 opioid deaths from 2013 to 2016 were seen throughout the county.
- 12 2. In addition to the overdose risk, the use of heroin and other substances results
13 in public disorder where individuals inject in public, or in other public facilities
14 such as public restrooms. Improper public disposal of syringes and needles also
15 poses public health and safety risks to the community at large, including to
16 children and other persons using parks and other public facilities.
- 17 3. Recognizing the extent of the opioid public health crisis, in March
18 2016, the King County executive and the mayors of the city of Seattle and
19 other suburban cities convened the Heroin and Prescription Opiate

43 disorders.

44 6. One of the task force's eight recommendations, based on a review of
45 evidence-based best practices research, was to establish, on a pilot
46 program basis, at least two community health engagement locations where
47 supervised and safe drug consumption occurs for individuals with
48 substance use disorders in King County.

49 7. The recommendation was based on the evaluation of medical and scientific
50 literature about the numerous Canadian, Australian and European supervised drug
51 consumption sites and attendant research studies that showed the effectiveness of
52 these programs in reducing overdose deaths and improving the health of program
53 clients.

54 8. A 2008 report prepared for the Canadian minister of health, showed that the
55 initial supervised drug consumption pilot facility in British Columbia: increased
56 access to health and addiction care; reduced overdoses and the transmission of
57 blood-borne pathogens; reported improvements in public order as measured by
58 reductions in the number of individuals injecting in public and the decline in the
59 public disposal of dirty needles; and was cost effective. Based on this and other
60 scientific evaluations that showed the effectiveness of supervised drug
61 consumption sites, the Canadian federal health agency has currently approved and
62 licensed eighteen sites in the provinces of British Columbia, Ontario and Quebec.

63 9. The most recent report of the British Columbia's coroner's service showed that,
64 for the reporting period of 2007 through June 2017, while overdose deaths in
65 British Columbia had increased, there had been no overdose deaths at supervised

89 locations. A budget proviso was adopted to ensure that the appropriated
90 funds were used for pilot project sites only in welcoming jurisdictions.
91 The council wishes to exercise its budgetary power to codify additional
92 restrictions on the use of county funds for this pilot project.

93 13. Section 230.50 of the King County Charter specifies a county
94 initiative process whereby the public may propose a county ordinance by
95 filing with the county council petitions bearing signatures of registered
96 county voters equal in number to not less than ten percent of the votes cast
97 in the county for the office of county executive at the last preceding
98 election for county executive.

99 14. On May 2, 2017, as provided for in K.C.C. 1.18.030, the clerk of the
100 council approved as to form an initiative petition, identified as Initiative
101 27, proposing an amendments to the King County Code to prohibit
102 supervised drug consumption sites in King County.

103 15. On July 24 and 28, 2017, the sponsor of Initiative 27 filed petitions
104 with the clerk of the council.

105 16. The clerk of the council reviewed all of the Initiative 27 petitions and,
106 on July 31, 2017, forwarded all unaltered petitions to the King County
107 department of elections director to canvass and count the names of the
108 legal voters thereon, as required by the King County charter.

109 17. On August 17, 2017, the King County department of elections
110 certified that a minimum of forty-seven thousand four hundred forty-three
111 signatures of registered voters were required for Initiative 27 to qualify as

135 SECTION 3. A substitute ordinance is hereby adopted and shall be submitted
136 along with the proposed Initiative 27 ordinance to the qualified voters of King County for
137 their approval or rejection, at a special election held at the general election on February
138 13, 2018. A two-part question shall be presented to the voters pursuant to Section 230.50
139 of the King County Charter. If, in the first part of the question, a majority of qualified
140 voters of King County voting on the measure at the February 13, 2018, special election
141 vote to enact either proposed Initiative 27 or this substitute, and then, in the second part
142 of the question, a majority voting on the second part of the question favor this substitute,
143 then section ^{y?} of this ordinance is enacted.

144 NEW SECTION. SECTION 4. There is hereby added to K.C.C. chapter 2.35A a
145 new section to read as follows:

146 A. King County acknowledges that the board of health has authority to establish
147 policy to implement the recommendation of the Heroin and Prescription Opiate
148 Addiction Task Force to initiate a pilot project to establish community health engagement
149 locations where supervised drug consumption occurs for individuals with substance use
150 disorders in King County to reduce overdose deaths and improve the health outcomes of
151 those individuals. The department of public health therefore may establish, on a pilot
152 program basis for three years, up to two community health engagement locations where
153 supervised safe drug consumption occurs for individuals with substance use disorders.
154 The purpose of the community health engagement locations is to reduce the public health
155 and safety risk from improper disposal of used dirty syringes and needles in public places
156 and to also engage individuals experiencing substance use disorder using multiple
157 strategies to reduce harm and promote health, including, but not limited to, reduction of

181 whether the requirements of this section are met as to a particular community health
182 engagement location. This section does not create a right for any person or jurisdiction to
183 challenge the department's determination.

184 SECTION 5. The clerk of the council shall certify the proposition to the director
185 of the department of elections in substantially the following form, with such additions,
186 deletions or modifications as may be required for the proposition by the prosecuting
187 attorney:

188 Shall a three-year, supervised drug consumption sites pilot be allowed at
189 overdose hotspots, with community engagement and evaluation for
190 effectiveness?

191 SECTION 6. Following approval by the voters at the special election, in which
192 both measures were submitted, section 4 of this ordinance shall take effect ten days after
193 the certification of the results of the special election."
194

194

195 **EFFECT: This Striking Amendment adds:**

- 196 • **Corrects Special Election Date.**
- 197 • **Clarifying language to the Statement of Facts #10.**
- 198 • **Adds New statement of Fact related to Council Budget actions**
- 199 • **Adds language establishing that Board of Health establishes health care**
200 **policy and that Council sets budgetary limits.**
- 201 • **Establishes that the Department of Public Health is the agency responsible**
202 **for reviewing compliance with pilot project requirements.**

11

la

10/14/17

Ver.4

Sponsor: Upthegrove

cjc

Du →

*line
stricker*

Proposed No.: 2017-0420

1 AMENDMENT TO PROPOSED ORDINANCE 2017-0420, VERSION 1

2 On page 7, beginning on line ~~145~~ *146*, delete line 146, and insert:

3 "B. Developed with community and local government engagement and shall be
4 consistent with local municipal policy and law."
5

6 **EFFECT:** *This added language of "shall be consistent with local municipal policy and
7 law;" recognizes the ability of local jurisdictions to not have CHEL sites.*

10/13/17
V1

Sponsor: Dunn & Lambert

phh

Proposed No.: 2017-0420

Dunn → failed

1 AMENDMENT TO STRIKING AMENDMENT 1 TO PROPOSED ORDINANCE

2 2017-0420, VERSION 1

3 On page 8, after line 166 insert: "3. In a location specifically authorized by the
4 legislative authority of the jurisdiction following a public hearing and only after:

5 a. The department of public health has notified, by registered mail, all residents
6 living within one mile of the proposed location; and

7 b. The department of public health has held at least three community meetings
8 where residents will be presented with information about the project and have an
9 opportunity to address the department leadership about any concerns they might have;"

10 Renumber the remaining subsections consecutively and correct any internal references
11 accordingly.

12 **EFFECT: *Adds legislative authority approval, notice and public hearing requirements***
13 ***prior to any siting decision.***

10-16-17

V1

Sponsor: Dunn & Lambert

phh

Proposed No.: 2017-0420

Ann → Failed

1 **AMENDMENT TO STRIKING AMENDMENT 1 TO PROPOSED ORDINANCE**

2 **2017-0420, VERSION 1**

3 On page 8, after line 166, insert:

4 "3. Located at a site within one half mile of frequent transit service;"

5 Renumber the remaining subsections consecutively and correct any internal references
6 accordingly.

7 ***EFFECT: Add a requirement that the potential sites be located within one half mile of***
8 ***frequent transit service.***

4a

10-16-17

V1

Sponsor: Lambert

phh

Proposed No.: 2017-0420

KL → filed

1 AMENDMENT TO STRIKING AMENDMENT 1 TO PROPOSED ORDINANCE

2 2017-0420, VERSION 1

3 On page 8, after line 166, insert:

4 "3. Located at a site within one-half mile of drug, alcohol, mental health and other
5 social service providers;"

6 Renumber the remaining subsections consecutively and correct any internal references
7 accordingly.

8 **EFFECT:** *Add a requirement that the potential sites be located within one half mile of*
9 *drug, alcohol, mental health and other social service providers.*

10/13/17

V1

Sponsor: Lambert

phh

Proposed No.: 2017-0420

KL → failed

1 AMENDMENT TO STRIKING AMENDMENT 1 TO PROPOSED ORDINANCE

2 2017-0420, VERSION 1

3 On page 8, line 177, after "area;" strike "and"

4 On page 8, line 178 after "period" insert "; and

5 8. Operated without any use of revenue from the King County general fund,
6 unless authorized by the council."

7

8 **EFFECT:** *prohibits the use of general fund revenues for the chel pilot unless*

9 *authorized by council.*

10/16/17
DRAFT ID

.5

Sponsor: Kohl-Welles

[cjc]

JKW → .5 passed Amm. Memo

Proposed No.: 2017-0420

1 AMENDMENT TO STRIKING AMENDMENT 1 to PROPOSED ORDINANCE

2 2017-0420, VERSION 1

3 On page 7, beginning on line 135, strike lines 135 through 143, and insert:

4 "SECTION 3. A substitute ordinance is hereby adopted and shall be submitted
5 along with the proposed Initiative 27 ordinance to the qualified voters of King County for
6 their approval or rejection at a special election. A two-part question shall be presented to
7 the voters pursuant to Section 230.50 of the King County Charter. If, in the first part of
8 the question, a majority of qualified voters of King County voting on the measure at a
9 special election vote to enact either proposed Initiative 27 or this substitute, and then, in
10 the second part of the question, a majority voting on the second part of the question favor
11 this substitute, then section 4 of this ordinance is enacted."

12

13 **EFFECT:** *Effect of the amendment is to correct to remove the February 13, 2018 in*
14 *case I27 is placed on a ballot later than 2/13/18.*

15



10/16/17
T2

Sponsor: Kohl-Welles

cjc

Proposed No.: 2017-0420

JKW → passed

1 **AMENDMENT TO PROPOSED ORDINANCE 2017-0420, VERSION 1**

2 On page 1, beginning on line 1, strike lines 1 through 8, and insert:

3 "AN ORDINANCE related to community health

4 engagement locations; rejecting Initiative 27 and adopting a

5 substitute ordinance related to adopting the Heroin and

6 Prescription Opiate Addiction Task Force recommendation

7 to establish a community health engagement locations pilot

8 project with both measures to be submitted to the voters at

9 a special election, contingent upon Initiative 27 being

10 upheld by the courts and placed on the ballot at a future

11 election; and adding a new section to K.C.C. chapter

12 2.35A."

13 **EFFECT: *Corrects Special Election date.***