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Ordinance No. 417 – AN ORDINANCE AMENDING WALLA WALLA COUNTY CODE CHAPTER 3.16, PURSUANT TO CHAPTER 8, LAWS OF 2013 SECOND SPECIAL SESSION, CODIFIED AS R.C.W. 82.14B, REGARDING THE IMPOSITION OF AN INCREASED COUNTY ENHANCED 911 EXCISE TAX ON THE USE OF PREPAID WIRELESS TELECOMMUNICATIONS SERVICE

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1. **Walla Walla County Commissioners**
- 2.
- 3.

Additional names on page ____ of document.

Grantee

1. **The Public**
- 2.
- 3.

Additional names on page ____ of document.

Legal description (i.e.: lot and block or section township and range)

N/A

Additional legal is on page ____ of document.

Assessors Parcel Number

N/A

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**BOARD OF COUNTY COMMISSIONERS
WALLA WALLA COUNTY, WASHINGTON**

ORDINANCE NO. 417

AN ORDINANCE AMENDING WALLA WALLA COUNTY CODE CHAPTER 3.16, PURSUANT TO CHAPTER 8, LAWS OF 2013 SECOND SPECIAL SESSION, CODIFIED AS R.C.W. 82.14B, REGARDING THE IMPOSITION OF AN INCREASED COUNTY ENHANCED 911 EXCISE TAX ON THE USE OF PREPAID WIRELESS TELECOMMUNICATIONS SERVICE.

Whereas, Walla Walla County Code Chapter 3.16 was last amended in 2010; and

Whereas, the Legislature's amendments to RCW 82.14B.030 restructure the manner in which a county may impose an enhanced 911 excise tax on the use of radio access lines by consumers of prepaid wireless telecommunications service; and

Whereas, RCW 82.14B.030, as amended, provides that on January 1, 2014, counties may impose an E-911 excise tax for each retail transaction for prepaid wireless services, in an amount not exceeding 70 cents per transaction; and

Whereas, the County will not be eligible to receive State 911 assistance unless it imposes the taxes authorized by statute; and

Whereas the following findings of fact and conclusions of law are hereby made:

1. On October 3, 2013 a Notice of Public Hearing was published in the Waitsburg Times.
2. The proposed amendments to Walla Walla County Code Chapter 3.16 are necessary to provide effective emergency services in Walla Walla County.
3. In order to be eligible for State funding, the County must impose the maximum excise tax.
4. The County currently contracts with the Department of Revenue for the collection of the excise tax.
5. The Department of Revenue has advised that no changes to its current contract with the County are necessary.
6. The Board of County Commissioners held a public hearing on October 14, 2013 for the purpose of receiving testimony for and/or against the proposed changes to the Walla Walla County Code,

Now therefore,

BE IT ORDAINED, by the Walla Walla County Board of County Commissioners that, based on the findings of fact and conclusions of law above, Ordinances 214, 275 and 390 are amended, and Chapter 3.16 of the Walla Walla County Code is amended as follows:

Section 1. Walla Walla County Code Section 3.16.10 is amended as follows:

3.16.010 - Enhanced 911 excise tax.

A. An enhanced 911 excise tax in the amount of seventy cents per month for each telephone switched access line, is imposed on each switched access line in Walla Walla County.

B. An enhanced 911 excise tax in the amount of seventy cents per month for each radio access line, by subscribers whose place of primary use is located within the county, is imposed on each such radio access line.

C. An enhanced 911 excise tax in the amount of seventy cents per retail transaction within the county for consumers of prepaid wireless telecommunications services, is imposed on each such retail transaction.

D. An enhanced 911 excise tax in the amount of seventy cents per month for each interconnected voice over internet protocol service line, whose place of primary use is located within the county, is imposed on such interconnected voice over internet protocol service line. (Ord. 214 (part), 1992; Ord. 275 (part), 2002)

Section 2. Effective Date. This ordinance is effective on January 1, 2014.

Section 3. Savings and Severability. If any section, subsection, paragraph, sentence, clause or phrase of this ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining parts of this ordinance.

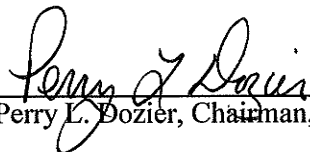
Section 4. Publication. This ordinance will be published by an approved summary consisting of the title.

PASSED by the Walla Walla County Board of County Commissioners in regular session at Walla Walla, Washington, then signed by its membership and attested by its Clerk in authorization of such passage this 14th day of October, 2013.

Attest:



Connie R. Vinti, Clerk of the Board



Perry L. Dozier, Chairman, District 2



James K. Johnson, Commissioner, District 1



Gregory A. Tompkins, Commissioner, District 3

*Constituting the Board of County Commissioners
of Walla Walla County, Washington*

Approved as to form



Jesse D. Nolte, Deputy Prosecuting Attorney

