

**CITY OF MARYSVILLE**

**EXECUTIVE SUMMARY FOR ACTION**

**CITY COUNCIL MEETING DATE: June 22, 2015**

<b>AGENDA ITEM:</b> Ordinance adopting an amendment to the Marysville Municipal Code relating to the regulation and licensing of for-hire driver permits; amending MMC 5.24.090(4) regarding fees for submitting of fingerprints.	<b>AGENDA SECTION:</b> New Business	
<b>PREPARED BY:</b> Carol Mulligan, CD Program Specialist	<b>APPROVED BY:</b>	
<b>ATTACHMENTS:</b> 1. Fee Change Notification for Washington State Patrol 2. Ordinance amending MMC 5.24.090(4)		
	MAYOR	CAO
<b>BUDGET CODE:</b>	<b>AMOUNT:</b>	

**DESCRIPTION:**

On February 14, 2011, Council adopted Ordinance No. 2851 relating to the regulation and licensing of taxis, for hire vehicles businesses, and driver permits; Amending Sections 5.24.010, 5.24.020, 5.24.30, 5.24.050, 5.24.060, 5.24.070, 5.24.090, 5.24.100, 5.24.140, 5.24.150, 5.24.210, and 5.24.240 of Chapter 5.24 of the Marysville Municipal Code. Section 5.24.090 relates to the application process and related fees for taxi driver permits.

Part of the application process for new taxi driver applicants requires that the applicant submit, at their own expense, to fingerprinting by the Marysville Police Department. Recently, the Washington State Patrol, who provides background checks for the City of Marysville using the aforementioned fingerprinting cards, conducted a fee study resulting in an increase of the fee amount from \$26 to \$38 for this service. This increase will go into effect on July 1, 2015. As a result, Marysville Municipal Code 5.24.090(4) relating to this fee amount needs to be amended. The current language states:

“(4) Applicant for a for-hire vehicle driver’s license must submit, at the applicant’s expense of \$26.00, to fingerprinting by the Marysville police department and shall submit a copy of the fingerprints in an envelope sealed by the Marysville police department with his/her application;”

MMC 5.24.090(4) is hereby amended to read as follows:

(4) Applicant for a for-hire vehicle driver’s license must submit, ~~at the applicant’s expense of \$26.00,~~ to fingerprinting by the Marysville police department and shall submit a copy of the fingerprints in an envelope sealed by the Marysville police department with his/her application. The Marysville police department may charge fees for submission of fingerprints which will cover as nearly as practicable the direct and indirect costs to the Marysville police department of processing such submission as adopted by Washington State Patrol;

<b>RECOMMENDED ACTION:</b> The Community Development recommends City Council authorize the Mayor to sign the Ordinance to amend MMC 5.24.090(4) regarding fees for submitting of fingerprints for for-hire drivers.
<b>COUNCIL ACTION:</b>

## FEE CHANGE NOTIFICATION

A fee study was conducted for the Washington State Patrol (WSP) and the following fees are increasing effective July 1, 2015. Please refer to which applies for your agency below.

**Billed Accounts** (you send only the fingerprint card to WSP either by livescan or mail)  
 All applicant fingerprint cards received at WSP after July 1, 2015 will be billed the new fee (recommended for mailed in fingerprints; 2 weeks prior to the 1<sup>st</sup> of July you charge the applicant the new fee and hold the fingerprints until the 1<sup>st</sup> to mail in to WSP)

### **Pay by Check**

If you mail a check with your fingerprint card to WSP the old fee amount must be received no later than Tuesday, June 30, 2015. Checks with the old fee received after that date will be rejected back for the correct amount. (WSP recommends a week prior to July 1 you charge the new fee and hold the prints until the 1<sup>st</sup> to mail to WSP)

<b><u>Old Fee</u></b>		<b><u>New Fee</u></b>	
<b><i>Mailed</i></b>	<b><i>Livescan</i></b>	<b><i>Mailed</i></b>	<b><i>Livescan</i></b>
State fee \$26	State fee \$16	State fee \$38	State fee \$20
FBI fee \$14.75	FBI fee \$14.75	FBI fee \$14.75	FBI fee \$14.75
<u>Total \$40.75</u>	<u>Total \$30.75</u>	<u>Total \$52.75</u>	<u>Total \$34.75</u>

<b><i>Mailed Volunteer</i></b>	<b><i>Livescan Volunteer</i></b>	<b><i>Mailed Volunteer</i></b>	<b><i>Livescan Volunteer</i></b>
State fee \$26	State fee \$16	State fee \$38	State fee \$20
FBI fee \$13.50	FBI fee \$13.50	FBI fee \$13.50	FBI fee \$13.50
<u>Total \$39.50</u>	<u>Total \$29.50</u>	<u>Total \$51.50</u>	<u>Total \$33.50</u>

### **\*\*\*Note for Law Enforcement Only\*\*\***

A Concealed Pistol License (CPL) is only billed the FBI fee. The fee is the same for mailed submissions and Livescan. The fee you will be billed is not changing and is still \$14.75.

### **\*\*\*Note to all agencies that refer individuals to WSP for our fingerprinting service\*\*\***

The fingerprinting service at the WSP office in Olympia is increasing from \$13.00 to \$19.00.

For questions concerning the new fee, please contact the Background Check Unit Supervisor, Lynette Brown at (360)534-2109 or email [Lynette.Brown@wsp.wa.gov](mailto:Lynette.Brown@wsp.wa.gov).

**CITY OF MARYSVILLE**  
**Marysville, Washington**  
**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF MARYSVILLE, WASHINGTON,  
AMENDING MMC 5.24.090(4) REGARDING FEES FOR SUBMITTING OF  
FINGERPRINTS FOR A FOR-HIRE DRIVER; PROVIDING FOR  
SEVERABILITY; AND EFFECTIVE DATE.**

WHEREAS, the City Council finds that it is in the public interest to update the City's Municipal Code to be consistent with State Law; and,

WHEREAS, RCW 43.43.742 states "The Washington State Patrol shall adopt rules concerning fingerprints taken by local agencies after July 26, 1987, from persons for license application or other noncriminal purposes. The Washington state patrol may charge fees for submission of fingerprints which will cover as nearly as practicable the direct and indirect costs for the Washington state patrol of processing such submission;" and

WHEREAS, MMC 5.24.090(4) states "Applicant for a for-hire vehicle driver's license must submit, at the applicant's expense of \$26.00, to fingerprinting by the Marysville police department and shall submit a copy of the fingerprints in an envelope sealed by the Marysville police department with his/her application;" and,

WHEREAS, The Washington State Patrol is raising the cost of fingerprinting from \$26 to \$36 effective July 1, 2015; and

WHEREAS, the City desires to update and revise MMC 5.24.090(4) to be consistent with the revised fingerprinting costs for now and into the future.

**NOW THEREFORE, the City Council of the City of Marysville, Washington do ordain as follows:**

**Section 1. MMC 5.24.090(4) is hereby amended to read as follows (All other provisions of MMC 5.24.090 remain in effect and unchanged):**

(4) Applicant for a for-hire vehicle driver's license must submit, ~~at the applicant's expense of \$26.00,~~ to fingerprinting by the Marysville police department and shall submit a copy of the fingerprints in an envelope sealed by the Marysville police department with his/her application. The Marysville police department may charge fees for submission of fingerprints which will cover as nearly as practicable the direct and indirect costs to the Marysville police department of processing such submission as adopted by Washington State Patrol;

**Section 2. Severability.** If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

**Section 3. Effective Date.** This ordinance shall become effective five days after the date of its publication by summary.

PASSED by the City Council and APPROVED by the Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

CITY OF MARYSVILLE

By: \_\_\_\_\_  
JON NEHRING, MAYOR

Attest:

By: \_\_\_\_\_  
APRIL O'BRIEN, DEPUTY CITY CLERK

Approved as to form:

By: \_\_\_\_\_  
JON WALKER, CITY ATTORNEY

Date of Publication: \_\_\_\_\_

Effective Date: \_\_\_\_\_  
(5 days after publication)