PROPOSED RULE MAKING

CR-102 (December 2017)
(Implements RCW 34.05.320)
Do NOT use for expedited rule making

Agency: Public Disclosure Commission

☐ Original Notice
☐ Supplemental Notice to WSR ______
☐ Continuance of WSR ______

☐ Preproposal Statement of Inquiry was filed as WSR 19-12-082 and 19-11-124; or
☐ Expedited Rule Making--Proposed notice was filed as WSR ______; or
☐ Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1); or
☐ Proposal is exempt under RCW ______.

Title of rule and other identifying information: (describe subject) Concerning the efficient administration of campaign finance and public disclosure reporting and enforcement as well as the disclosure of contributions from political committees to other political committees. Amending Title 390 WAC to implement both Chapter 428 and Chapter 261, Laws of 2019, SHB 1195 and ESHB 1379.

Hearing location(s):

Date: Time: Location: (be specific) Comment:
September 26, 2019 9:45 AM PDC, 711 Capitol Way S, Suite 206, Olympia, WA 98504

Date of intended adoption: December 5, 2019 (Note: This is NOT the effective date)

Submit written comments to:
Name: Sean Flynn
Address: PDC, POB 40908, Olympia, WA 98504-0908
Email: Pdc@pdc.wa.gov
Fax: 360-753-1112
Other:
By (date) 09/24/19

Assistance for persons with disabilities:
Contact Jana Greer
Phone: 360-753-1111
Fax: 360-753-1112
TTY:
Email: pdc@pdc.wa.gov
Other:
By (date) 09/24/19

Purpose of the proposal and its anticipated effects, including any changes in existing rules: These rules are being adopted in order to synchronize the rules with both C 428, Laws of 2019 and C 261, Laws of 2019.
Reasons supporting proposal: The 2019 Legislature passed SHB 1195 and ESHB 1379. In order to comply with the new laws, the current WAC (390) must be amended, repealed, and new sections added.

Statutory authority for adoption: RCW 42.17A.110(1)

Statute being implemented:

Is rule necessary because of a:
- Federal Law? ☐ Yes ☒ No
- Federal Court Decision? ☐ Yes ☒ No
- State Court Decision? ☐ Yes ☒ No
If yes, CITATION:

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

Name of proponent: (person or organization) Public Disclosure Commission ☒ Governmental

Name of agency personnel responsible for:

<table>
<thead>
<tr>
<th>Name</th>
<th>Office Location</th>
<th>Phone</th>
</tr>
</thead>
<tbody>
<tr>
<td>Drafting: Sean Flynn</td>
<td>711 Capitol Way S, Suite 206, Olympia</td>
<td>360-753-1111</td>
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<tr>
<td>Implementation: Barbara Sandahl</td>
<td>711 Capitol Way S, Suite 206, Olympia</td>
<td>360-753-1111</td>
</tr>
<tr>
<td>Enforcement: Barbara Sandahl</td>
<td>711 Capitol Way S, Suite 206, Olympia</td>
<td>360-753-1111</td>
</tr>
</tbody>
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Is a school district fiscal impact statement required under RCW 28A.305.135? ☒ Yes ☐ No
If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:
- Name:
- Address:
- Phone:
- Fax:
- TTY:
- Email:
- Other:

Is a cost-benefit analysis required under RCW 34.05.328?
- ☐ Yes: A preliminary cost-benefit analysis may be obtained by contacting:
  - Name:
  - Address:
  - Phone:
  - Fax:
  - TTY:
  - Email:
  - Other:
- ☒ No: Please explain: The Public Disclosure Commission is not required to submit a cost benefit analysis pursuant to RCW 34.05.328(5)(b).
Regulatory Fairness Act Cost Considerations for a Small Business Economic Impact Statement:

This rule proposal, or portions of the proposal, may be exempt from requirements of the Regulatory Fairness Act (see chapter 19.85 RCW). Please check the box for any applicable exemption(s):

☐ This rule proposal, or portions of the proposal, is exempt under RCW 19.85.061 because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.

Citation and description:
☐ This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by RCW 34.05.313 before filing the notice of this proposed rule.
☐ This rule proposal, or portions of the proposal, is exempt under the provisions of RCW 15.65.570(2) because it was adopted by a referendum.
☒ This rule proposal, or portions of the proposal, is exempt under RCW 19.85.025(3). Check all that apply:

☐ RCW 34.05.310 (4)(b) (Internal government operations)
☐ RCW 34.05.310 (4)(c) (Incorporation by reference)
☒ RCW 34.05.310 (4)(d) (Correct or clarify language)
☒ RCW 34.05.310 (4)(e) (Dictated by statute)
☐ RCW 34.05.310 (4)(f) (Set or adjust fees)
☐ RCW 34.05.310 (4)(g) (ii) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit)

☐ This rule proposal, or portions of the proposal, is exempt under RCW _____.

Explanation of exemptions, if necessary:

COMPLETE THIS SECTION ONLY IF NO EXEMPTION APPLIES

If the proposed rule is not exempt, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

☐ No   Briefly summarize the agency’s analysis showing how costs were calculated. _____

☐ Yes  Calculations show the rule proposal likely imposes more-than-minor cost to businesses, and a small business economic impact statement is required. Insert statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

Name:
Address:
Phone:
Fax:
TTY:
Email:
Other:

Date: 8/1/2019
Name: Barbara Sandahl
Title: Deputy Director
Signature:

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