
BILL REQUEST - CODE REVISER'S OFFICE

BILL REQ. #: Z-0356.1/22 ROUGH DRAFT

ATTY/TYPIST: KS:akl

BRIEF DESCRIPTION: Concerning the administration of election
campaign activities and reporting statements of
financial affairs.

1 AN ACT Relating to the administration of election campaign
2 activities and reporting statements of financial affairs; amending
3 RCW 42.17A.005, 42.17A.105, 42.17A.120, 42.17A.205, 42.17A.207,
4 42.17A.220, 42.17A.225, 42.17A.235, 42.17A.240, 42.17A.255,
5 42.17A.260, 42.17A.265, 42.17A.405, 42.17A.420, 42.17A.640,
6 42.17A.700, 42.17A.705, 42.17A.710, and 42.17A.785; adding a new
7 section to chapter 42.17A RCW; providing an effective date; and
8 declaring an emergency.

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

10 **Sec. 1.** RCW 42.17A.005 and 2020 c 152 s 2 are each amended to
11 read as follows:

12 The definitions in this section apply throughout this chapter
13 unless the context clearly requires otherwise.

14 (1) "Actual malice" means to act with knowledge of falsity or
15 with reckless disregard as to truth or falsity.

16 (2) "Agency" includes all state agencies and all local agencies.
17 "State agency" includes every state office, department, division,
18 bureau, board, commission, or other state agency. "Local agency"
19 includes every county, city, town, municipal corporation, quasi-
20 municipal corporation, or special purpose district, or any office,

1 department, division, bureau, board, commission, or agency thereof,
2 or other local public agency.

3 (3) "Authorized committee" means the political committee
4 authorized by a candidate, or by the public official against whom
5 recall charges have been filed, to accept contributions or make
6 expenditures on behalf of the candidate or public official.

7 (4) "Ballot proposition" means any (~~"measure" as defined by RCW~~
8 ~~29A.04.091, or any initiative, recall, or referendum~~) proposition
9 proposed to be submitted to the voters (~~of the state or any~~
10 ~~municipal corporation, political subdivision, or other voting~~
11 ~~constituency from and after~~). For purposes of this chapter, a
12 proposition is considered proposed at the time when (~~the proposition~~
13 ~~has been~~) it is initially filed with the appropriate election
14 (~~officer of that constituency before its circulation for~~
15 ~~signatures~~) official, or is initially circulated for signatures,
16 whichever occurs first. Reporting requirements apply to expenditures
17 made from the point at which a proposition is considered proposed.

18 (5) "Benefit" means a commercial, proprietary, financial,
19 economic, or monetary advantage, or the avoidance of a commercial,
20 proprietary, financial, economic, or monetary disadvantage.

21 (6) "Bona fide political party" means:

22 (a) An organization that has been recognized as a minor political
23 party by the secretary of state;

24 (b) The governing body of the state organization of a major
25 political party, as defined in RCW 29A.04.086, that is the body
26 authorized by the charter or bylaws of the party to exercise
27 authority on behalf of the state party; or

28 (c) The county central committee or legislative district
29 committee of a major political party. There may be only one
30 legislative district committee for each party in each legislative
31 district.

32 (7) "Books of account" means:

33 (a) In the case of a campaign or political committee, a ledger or
34 similar listing of contributions, expenditures, and debts, such as a
35 campaign or committee is required to file regularly with the
36 commission, current as of the most recent business day; or

37 (b) In the case of a commercial advertiser, details of political
38 advertising or electioneering communications provided by the
39 advertiser, including the names and addresses of persons from whom it
40 accepted political advertising or electioneering communications, the

1 exact nature and extent of the services rendered and the total cost
2 and the manner of payment for the services.

3 (8) "Candidate" means any individual who seeks nomination for
4 election or election to public office. An individual seeks nomination
5 or election when the individual first:

6 (a) Receives contributions or makes expenditures or reserves
7 space or facilities with intent to promote the individual's candidacy
8 for office;

9 (b) Announces publicly or files for office;

10 (c) Purchases commercial advertising space or broadcast time to
11 promote the individual's candidacy; or

12 (d) Gives consent to another person to take on behalf of the
13 individual any of the actions in (a) or (c) of this subsection.

14 (9) "Caucus political committee" means a political committee
15 organized and maintained by the members of a major political party in
16 the state senate or state house of representatives.

17 (10) "Commercial advertiser" means any person that sells the
18 service of communicating messages or producing material for broadcast
19 or distribution to the general public or segments of the general
20 public whether through brochures, fliers, newspapers, magazines,
21 television, radio, billboards, direct mail advertising, printing,
22 paid internet or digital communications, or any other means of mass
23 communications used for the purpose of appealing, directly or
24 indirectly, for votes or for financial or other support in any
25 election campaign.

26 (11) "Commission" means the agency established under RCW
27 42.17A.100.

28 (12) "Committee" unless the context indicates otherwise, includes
29 a political committee such as a candidate, ballot proposition,
30 recall, political, or continuing political committee.

31 (13) "Compensation" unless the context requires a narrower
32 meaning, includes payment in any form for real or personal property
33 or services of any kind. For the purpose of compliance with RCW
34 42.17A.710, "compensation" does not include per diem allowances or
35 other payments made by a governmental entity to reimburse a public
36 official for expenses incurred while the official is engaged in the
37 official business of the governmental entity.

38 (14) "Continuing political committee" means a political committee
39 that is an organization of continuing existence not limited to
40 participation in any particular election campaign or election cycle.

1 (15) (a) "Contribution" includes:

2 (i) A loan, gift, deposit, subscription, forgiveness of
3 indebtedness, donation, advance, pledge, payment, transfer of funds,
4 or anything of value, including personal and professional services
5 for less than full consideration;

6 (ii) An expenditure made by a person in cooperation,
7 consultation, or concert with, or at the request or suggestion of, a
8 candidate, a political or incidental committee, the person or persons
9 named on the candidate's or committee's registration form who direct
10 expenditures on behalf of the candidate or committee, or their
11 agents;

12 (iii) The financing by a person of the dissemination,
13 distribution, or republication, in whole or in part, of broadcast,
14 written, graphic, digital, or other form of political advertising or
15 electioneering communication prepared by a candidate, a political or
16 incidental committee, or its authorized agent;

17 (iv) Sums paid for tickets to fund-raising events such as dinners
18 and parties, except for the actual cost of the consumables furnished
19 at the event.

20 (b) "Contribution" does not include:

21 (i) Accrued interest on money deposited in a political or
22 incidental committee's account;

23 (ii) Ordinary home hospitality;

24 (iii) A contribution received by a candidate or political or
25 incidental committee that is returned to the contributor within ten
26 business days of the date on which it is received by the candidate or
27 political or incidental committee;

28 (iv) A news item, feature, commentary, or editorial in a
29 regularly scheduled news medium that is of interest to the public,
30 that is in a news medium controlled by a person whose business is
31 that news medium, and that is not controlled by a candidate or a
32 political or incidental committee;

33 (v) An internal political communication primarily limited to the
34 members of or contributors to a political party organization or
35 political or incidental committee, or to the officers, management
36 staff, or stockholders of a corporation or similar enterprise, or to
37 the members of a labor organization or other membership organization;

38 (vi) The rendering of personal services of the sort commonly
39 performed by volunteer campaign workers, or incidental expenses
40 personally incurred by volunteer campaign workers not in excess of

1 fifty dollars personally paid for by the worker. "Volunteer
2 services," for the purposes of this subsection, means services or
3 labor for which the individual is not compensated by any person;

4 (vii) Messages in the form of reader boards, banners, or yard or
5 window signs displayed on a person's own property or property
6 occupied by a person. However, a facility used for such political
7 advertising for which a rental charge is normally made must be
8 reported as an in-kind contribution and counts toward any applicable
9 contribution limit of the person providing the facility;

10 (viii) Legal or accounting services rendered to or on behalf of:

11 (A) A political party or caucus political committee if the person
12 paying for the services is the regular employer of the person
13 rendering such services; or

14 (B) A candidate or an authorized committee if the person paying
15 for the services is the regular employer of the individual rendering
16 the services and if the services are solely for the purpose of
17 ensuring compliance with state election or public disclosure laws; or

18 (ix) The performance of ministerial functions by a person on
19 behalf of two or more candidates or political or incidental
20 committees either as volunteer services defined in (b)(vi) of this
21 subsection or for payment by the candidate or political or incidental
22 committee for whom the services are performed as long as:

23 (A) The person performs solely ministerial functions;

24 (B) A person who is paid by two or more candidates or political
25 or incidental committees is identified by the candidates and
26 political committees on whose behalf services are performed as part
27 of their respective statements of organization under RCW 42.17A.205;
28 and

29 (C) The person does not disclose, except as required by law, any
30 information regarding a candidate's or committee's plans, projects,
31 activities, or needs, or regarding a candidate's or committee's
32 contributions or expenditures that is not already publicly available
33 from campaign reports filed with the commission, or otherwise engage
34 in activity that constitutes a contribution under (a)(ii) of this
35 subsection.

36 A person who performs ministerial functions under this subsection
37 (15)(b)(ix) is not considered an agent of the candidate or committee
38 as long as the person has no authority to authorize expenditures or
39 make decisions on behalf of the candidate or committee.

1 (c) Contributions other than money or its equivalent are deemed
2 to have a monetary value equivalent to the fair market value of the
3 contribution. Services or property or rights furnished at less than
4 their fair market value for the purpose of assisting any candidate or
5 political committee are deemed a contribution. Such a contribution
6 must be reported as an in-kind contribution at its fair market value
7 and counts towards any applicable contribution limit of the provider.

8 (16) "Depository" means a bank, mutual savings bank, savings and
9 loan association, or credit union doing business in this state.

10 (17) "Elected official" means any person elected at a general or
11 special election to any public office, and any person appointed to
12 fill a vacancy in any such office.

13 (18) "Election" includes any primary, general, or special
14 election for public office and any election in which a ballot
15 proposition is submitted to the voters. An election in which the
16 qualifications for voting include other than those requirements set
17 forth in Article VI, section 1 (Amendment 63) of the Constitution of
18 the state of Washington shall not be considered an election for
19 purposes of this chapter.

20 (19) "Election campaign" means any campaign in support of or in
21 opposition to a candidate for election to public office and any
22 campaign in support of, or in opposition to, a ballot proposition.

23 (20) "Election cycle" means the period beginning on the first day
24 of January after the date of the last previous general election for
25 the office that the candidate seeks and ending on December 31st after
26 the next election for the office. In the case of a special election
27 to fill a vacancy in an office, "election cycle" means the period
28 beginning on the day the vacancy occurs and ending on December 31st
29 after the special election.

30 (21)(a) "Electioneering communication" means any broadcast,
31 cable, or satellite television, radio transmission, digital
32 communication, United States postal service mailing, billboard,
33 newspaper, or periodical that:

34 (i) Clearly identifies a candidate for a state, local, or
35 judicial office either by specifically naming the candidate, or
36 identifying the candidate without using the candidate's name;

37 (ii) Is broadcast, transmitted electronically or by other means,
38 mailed, erected, distributed, or otherwise published within sixty
39 days before any election for that office in the jurisdiction in which
40 the candidate is seeking election; and

1 (iii) Either alone, or in combination with one or more
2 communications identifying the candidate by the same sponsor during
3 the sixty days before an election, has a fair market value or cost of
4 one thousand dollars or more.

5 (b) "Electioneering communication" does not include:

6 (i) Usual and customary advertising of a business owned by a
7 candidate, even if the candidate is mentioned in the advertising when
8 the candidate has been regularly mentioned in that advertising
9 appearing at least twelve months preceding the candidate becoming a
10 candidate;

11 (ii) Advertising for candidate debates or forums when the
12 advertising is paid for by or on behalf of the debate or forum
13 sponsor, so long as two or more candidates for the same position have
14 been invited to participate in the debate or forum;

15 (iii) A news item, feature, commentary, or editorial in a
16 regularly scheduled news medium that is:

17 (A) Of interest to the public;

18 (B) In a news medium controlled by a person whose business is
19 that news medium; and

20 (C) Not a medium controlled by a candidate or a political or
21 incidental committee;

22 (iv) Slate cards and sample ballots;

23 (v) Advertising for books, films, dissertations, or similar works
24 (A) written by a candidate when the candidate entered into a contract
25 for such publications or media at least twelve months before becoming
26 a candidate, or (B) written about a candidate;

27 (vi) Public service announcements;

28 (vii) An internal political communication primarily limited to
29 the members of or contributors to a political party organization or
30 political or incidental committee, or to the officers, management
31 staff, or stockholders of a corporation or similar enterprise, or to
32 the members of a labor organization or other membership organization;

33 (viii) An expenditure by or contribution to the authorized
34 committee of a candidate for state, local, or judicial office; or

35 (ix) Any other communication exempted by the commission through
36 rule consistent with the intent of this chapter.

37 (22) "Expenditure" includes a payment, contribution,
38 subscription, distribution, loan, advance, deposit, or gift of money
39 or anything of value, and includes a contract, promise, or agreement,
40 whether or not legally enforceable, to make an expenditure.

1 "Expenditure" also includes a promise to pay, a payment, or a
2 transfer of anything of value in exchange for goods, services,
3 property, facilities, or anything of value for the purpose of
4 assisting, benefiting, or honoring any public official or candidate,
5 or assisting in furthering or opposing any election campaign. For the
6 purposes of this chapter, agreements to make expenditures, contracts,
7 and promises to pay may be reported as estimated obligations until
8 actual payment is made. "Expenditure" shall not include the partial
9 or complete repayment by a candidate or political or incidental
10 committee of the principal of a loan, the receipt of which loan has
11 been properly reported.

12 (23) "Final report" means the report described as a final report
13 in RCW 42.17A.235(11) (a).

14 (24) "Foreign national" means:

15 (a) An individual who is not a citizen of the United States and
16 is not lawfully admitted for permanent residence;

17 (b) A government, or subdivision, of a foreign country;

18 (c) A foreign political party; and

19 (d) Any entity, such as a partnership, association, corporation,
20 organization, or other combination of persons, that is organized
21 under the laws of or has its principal place of business in a foreign
22 country.

23 (25) "General election" for the purposes of RCW 42.17A.405 means
24 the election that results in the election of a person to a state or
25 local office. It does not include a primary.

26 (26) "Gift" has the definition in RCW 42.52.010.

27 (27) "Grass roots lobbying campaign" means a campaign presented
28 to the public, which includes advertising displays, newspaper ads,
29 billboards, signs, brochures, articles, tabloids, flyers, letters,
30 radio or television presentations, digital communications, or other
31 means of mass communication, used, directly or indirectly, primarily
32 to influence legislation.

33 (28) "Immediate family" includes the spouse or domestic partner,
34 dependent children, and other dependent relatives, if living in the
35 household. For the purposes of the definition of "intermediary" in
36 this section, "immediate family" means an individual's spouse or
37 domestic partner, and child, stepchild, grandchild, parent,
38 stepparent, grandparent, brother, half brother, sister, or half
39 sister of the individual and the spouse or the domestic partner of
40 any such person and a child, stepchild, grandchild, parent,

1 stepparent, grandparent, brother, half brother, sister, or half
2 sister of the individual's spouse or domestic partner and the spouse
3 or the domestic partner of any such person.

4 ~~((28))~~ (29) "Incidental committee" means any nonprofit
5 organization not otherwise defined as a political committee but that
6 may incidentally make a contribution or an expenditure in excess of
7 the reporting thresholds in RCW 42.17A.235, directly or through a
8 political committee. Any nonprofit organization is not an incidental
9 committee if it is only remitting payments through the nonprofit
10 organization in an aggregated form and the nonprofit organization is
11 not required to report those payments in accordance with this
12 chapter.

13 ~~((29))~~ (30) "Incumbent" means a person who is in present
14 possession of an elected office.

15 ~~((30))~~ (31)(a) "Independent expenditure" means an expenditure
16 that has each of the following elements:

17 (i) It is made in support of or in opposition to a candidate for
18 office by a person who is not:

19 (A) A candidate for that office;

20 (B) An authorized committee of that candidate for that office;

21 and

22 (C) A person who has received the candidate's encouragement or
23 approval to make the expenditure, if the expenditure pays in whole or
24 in part for political advertising supporting that candidate or
25 promoting the defeat of any other candidate or candidates for that
26 office;

27 (ii) It is made in support of or in opposition to a candidate for
28 office by a person with whom the candidate has not collaborated for
29 the purpose of making the expenditure, if the expenditure pays in
30 whole or in part for political advertising supporting that candidate
31 or promoting the defeat of any other candidate or candidates for that
32 office;

33 (iii) The expenditure pays in whole or in part for political
34 advertising that either specifically names the candidate supported or
35 opposed, or clearly and beyond any doubt identifies the candidate
36 without using the candidate's name; and

37 (iv) The expenditure, alone or in conjunction with another
38 expenditure or other expenditures of the same person in support of or
39 opposition to that candidate, has a value of one thousand dollars or
40 more. A series of expenditures, each of which is under one thousand

1 dollars, constitutes one independent expenditure if their cumulative
2 value is one thousand dollars or more.

3 (b) "Independent expenditure" does not include: Ordinary home
4 hospitality; communications with journalists or editorial staff
5 designed to elicit a news item, feature, commentary, or editorial in
6 a regularly scheduled news medium that is of primary interest to the
7 general public, controlled by a person whose business is that news
8 medium, and not controlled by a candidate or a political committee;
9 participation in the creation of a publicly funded voters' pamphlet
10 statement in written or video form; an internal political
11 communication primarily limited to contributors to a political party
12 organization or political action committee, the officers, management
13 staff, and stockholders of a corporation or similar enterprise, or
14 the members of a labor organization or other membership organization;
15 or the rendering of personal services of the sort commonly performed
16 by volunteer campaign workers or incidental expenses personally
17 incurred by volunteer campaign workers not in excess of two hundred
18 fifty dollars personally paid for by the worker.

19 (~~(31)~~) (32) (a) "Intermediary" means an individual who transmits
20 a contribution to a candidate or committee from another person unless
21 the contribution is from the individual's employer, immediate family,
22 or an association to which the individual belongs.

23 (b) A treasurer or a candidate is not an intermediary for
24 purposes of the committee that the treasurer or candidate serves.

25 (c) A professional fund-raiser is not an intermediary if the
26 fund-raiser is compensated for fund-raising services at the usual and
27 customary rate.

28 (d) A volunteer hosting a fund-raising event at the individual's
29 home is not an intermediary for purposes of that event.

30 (~~(32)~~) (33) "Legislation" means bills, resolutions, motions,
31 amendments, nominations, and other matters pending or proposed in
32 either house of the state legislature, and includes any other matter
33 that may be the subject of action by either house or any committee of
34 the legislature and all bills and resolutions that, having passed
35 both houses, are pending approval by the governor.

36 (~~(33)~~) (34) "Legislative office" means the office of a member
37 of the state house of representatives or the office of a member of
38 the state senate.

39 (~~(34)~~) (35) "Lobby" and "lobbying" each mean attempting to
40 influence the passage or defeat of any legislation by the legislature

1 of the state of Washington, or the adoption or rejection of any rule,
2 standard, rate, or other legislative enactment of any state agency
3 under the state administrative procedure act, chapter 34.05 RCW.
4 Neither "lobby" nor "lobbying" includes an association's or other
5 organization's act of communicating with the members of that
6 association or organization.

7 ~~((35))~~ (36) "Lobbyist" includes any person who lobbies either
8 on the person's own or another's behalf.

9 ~~((36))~~ (37) "Lobbyist's employer" means the person or persons
10 by whom a lobbyist is employed and all persons by whom the lobbyist
11 is compensated for acting as a lobbyist.

12 ~~((37))~~ (38) "Ministerial functions" means an act or duty
13 carried out as part of the duties of an administrative office without
14 exercise of personal judgment or discretion.

15 ~~((38))~~ (39) "Participate" means that, with respect to a
16 particular election, an entity:

17 (a) Makes either a monetary or in-kind contribution to a
18 candidate;

19 (b) Makes an independent expenditure or electioneering
20 communication in support of or opposition to a candidate;

21 (c) Endorses a candidate before contributions are made by a
22 subsidiary corporation or local unit with respect to that candidate
23 or that candidate's opponent;

24 (d) Makes a recommendation regarding whether a candidate should
25 be supported or opposed before a contribution is made by a subsidiary
26 corporation or local unit with respect to that candidate or that
27 candidate's opponent; or

28 (e) Directly or indirectly collaborates or consults with a
29 subsidiary corporation or local unit on matters relating to the
30 support of or opposition to a candidate, including, but not limited
31 to, the amount of a contribution, when a contribution should be
32 given, and what assistance, services or independent expenditures, or
33 electioneering communications, if any, will be made or should be made
34 in support of or opposition to a candidate.

35 ~~((39))~~ (40) "Person" includes an individual, partnership, joint
36 venture, public or private corporation, association, federal, state,
37 or local governmental entity or agency however constituted,
38 candidate, committee, political committee, political party, executive
39 committee thereof, or any other organization or group of persons,
40 however organized.

1 (~~(40)~~) (41) "Political advertising" includes any advertising
2 displays, newspaper ads, billboards, signs, brochures, articles,
3 tabloids, flyers, letters, radio or television presentations, digital
4 communication, or other means of mass communication, used for the
5 purpose of appealing, directly or indirectly, for votes or for
6 financial or other support or opposition in any election campaign.

7 (~~(41)~~) (42) "Political committee" means any person (except a
8 candidate or an individual dealing with the candidate's or
9 individual's own funds or property) having the expectation of
10 receiving contributions or making expenditures in support of, or
11 opposition to, any candidate or any ballot proposition.

12 (~~(42)~~) (43) "Primary" for the purposes of RCW 42.17A.405 means
13 the procedure for nominating a candidate to state or local office
14 under chapter 29A.52 RCW or any other primary for an election that
15 uses, in large measure, the procedures established in chapter 29A.52
16 RCW.

17 (~~(43)~~) (44) "Public office" means any federal, state, judicial,
18 county, city, town, school district, port district, special district,
19 or other state political subdivision elective office.

20 (~~(44)~~) (45) "Public record" has the definition in RCW
21 42.56.010.

22 (~~(45)~~) (46) "Recall campaign" means the period of time
23 beginning on the date of the filing of recall charges under RCW
24 29A.56.120 and ending thirty days after the recall election.

25 (~~(46)~~) (47) "Remediable violation" means any violation of this
26 chapter that:

27 (a) Involved expenditures or contributions totaling no more than
28 the contribution limits set out under RCW 42.17A.405(2) per election,
29 or one thousand dollars if there is no statutory limit;

30 (b) Occurred:

31 (i) More than thirty days before an election, where the
32 commission entered into an agreement to resolve the matter; or

33 (ii) At any time where the violation did not constitute a
34 material violation because it was inadvertent and minor or otherwise
35 has been cured and, after consideration of all the circumstances,
36 further proceedings would not serve the purposes of this chapter;

37 (c) Does not materially harm the public interest, beyond the harm
38 to the policy of this chapter inherent in any violation; and

39 (d) Involved:

40 (i) A person who:

1 (A) Took corrective action within five business days after the
2 commission first notified the person of noncompliance, or where the
3 commission did not provide notice and filed a required report within
4 twenty-one days after the report was due to be filed; and

5 (B) Substantially met the filing deadline for all other required
6 reports within the immediately preceding twelve-month period; or

7 (ii) A candidate who:

8 (A) Lost the election in question; and

9 (B) Did not receive contributions over one hundred times the
10 contribution limit in aggregate per election during the campaign in
11 question.

12 (~~(47)~~) (48) (a) "Sponsor" for purposes of an electioneering
13 communications, independent expenditures, or political advertising
14 means the person paying for the electioneering communication,
15 independent expenditure, or political advertising. If a person acts
16 as an agent for another or is reimbursed by another for the payment,
17 the original source of the payment is the sponsor.

18 (b) "Sponsor," for purposes of a political or incidental
19 committee, means any person, except an authorized committee, to whom
20 any of the following applies:

21 (i) The committee receives eighty percent or more of its
22 contributions either from the person or from the person's members,
23 officers, employees, or shareholders;

24 (ii) The person collects contributions for the committee by use
25 of payroll deductions or dues from its members, officers, or
26 employees.

27 (~~(48)~~) (49) "Sponsored committee" means a committee, other than
28 an authorized committee, that has one or more sponsors.

29 (~~(49)~~) (50) "State office" means state legislative office or
30 the office of governor, lieutenant governor, secretary of state,
31 attorney general, commissioner of public lands, insurance
32 commissioner, superintendent of public instruction, state auditor, or
33 state treasurer.

34 (~~(50)~~) (51) "State official" means a person who holds a state
35 office.

36 (~~(51)~~) (52) "Surplus funds" mean, in the case of a political
37 committee or candidate, the balance of contributions that remain in
38 the possession or control of that committee or candidate subsequent
39 to the election for which the contributions were received, and that
40 are in excess of the amount necessary to pay remaining debts or

1 expenses incurred by the committee or candidate with respect to that
2 election. In the case of a continuing political committee, "surplus
3 funds" mean those contributions remaining in the possession or
4 control of the committee that are in excess of the amount necessary
5 to pay all remaining debts or expenses when it makes its final report
6 under RCW 42.17A.255.

7 ~~((52))~~ (53) "Technical correction" means the correction of a
8 minor or ministerial error in a required report that does not
9 materially harm the public interest and needs to be corrected for the
10 report to be in full compliance with the requirements of this
11 chapter.

12 ~~((53))~~ (54) "Treasurer" and "deputy treasurer" mean the
13 individuals appointed by a candidate or political or incidental
14 committee, pursuant to RCW 42.17A.210, to perform the duties
15 specified in that section.

16 ~~((54))~~ (55) "Violation" means a violation of this chapter that
17 is not a remediable violation, minor violation, or an error
18 classified by the commission as appropriate to address by a technical
19 correction.

20 **Sec. 2.** RCW 42.17A.105 and 2010 c 204 s 302 are each amended to
21 read as follows:

22 The commission shall:

23 (1) Develop and provide forms for the reports and statements
24 required to be made under this chapter;

25 (2) ~~((Prepare and publish a manual setting forth))~~ Provide
26 recommended uniform methods of bookkeeping and reporting for use by
27 persons required to make reports and statements under this chapter;

28 (3) Compile and maintain a current list of all filed reports and
29 statements;

30 (4) Investigate whether properly completed statements and reports
31 have been filed within the times required by this chapter;

32 (5) Upon complaint or upon its own motion, investigate and report
33 apparent violations of this chapter to the appropriate law
34 enforcement authorities;

35 (6) Conduct a sufficient number of audits and field
36 investigations, as staff capacity permits without impacting the
37 timeliness of addressing alleged violations, to provide a
38 statistically valid finding regarding the degree of compliance with
39 the provisions of this chapter by all required filers. Any documents,

1 records, reports, computer files, papers, or materials provided to
2 the commission for use in conducting audits and investigations must
3 be returned to the candidate, campaign, or political committee from
4 which they were received within one week of the commission's
5 completion of an audit or field investigation;

6 (7) Prepare and publish an annual report to the governor as to
7 the effectiveness of this chapter and ~~((its enforcement by~~
8 ~~appropriate law enforcement authorities))~~ the work of the commission;

9 (8) Enforce this chapter according to the powers granted it by
10 law;

11 ~~((Adopt rules governing the arrangement, handling, indexing,~~
12 ~~and disclosing of those reports required by this chapter to be filed~~
13 ~~with a county auditor or county elections official. The rules shall:~~

14 ~~(a) Ensure ease of access by the public to the reports; and~~

15 ~~(b) Include, but not be limited to, requirements for indexing the~~
16 ~~reports by the names of candidates or political committees and by the~~
17 ~~ballot proposition for or against which a political committee is~~
18 ~~receiving contributions or making expenditures;~~

19 ~~(10))~~ Adopt rules to carry out the policies of chapter 348, Laws
20 of 2006. The adoption of these rules is not subject to the time
21 restrictions of RCW 42.17A.110(1);

22 ~~((11))~~ (10) Adopt administrative rules establishing
23 requirements for filer participation in any system designed and
24 implemented by the commission for the electronic filing of reports;

25 ~~((and~~

26 ~~(12))~~ (11) Maintain and make available to the public and
27 political committees of this state a toll-free telephone number; and

28 (12) Maintain a website to facilitate public access to
29 information in reports filed with the commission.

30 **Sec. 3.** RCW 42.17A.120 and 2019 c 428 s 10 are each amended to
31 read as follows:

32 (1) The commission may suspend or modify any of the reporting
33 requirements of this chapter if it finds that literal application of
34 this chapter works a manifestly unreasonable hardship in a particular
35 case and the suspension or modification will not frustrate the
36 purposes of this chapter. The commission may suspend or modify
37 reporting requirements only to the extent necessary to substantially
38 relieve the hardship and only after a hearing is held and the
39 suspension or modification receives approval. A suspension or

1 modification of the financial affairs reporting requirements in RCW
2 42.17A.710 may be approved for an elected official's term of office
3 or for up to three years for an executive state officer. If a
4 material change in the applicant's circumstances or relevant
5 information occurs or has occurred, the applicant must request a
6 modification at least one month prior to the next filing deadline
7 rather than at the conclusion of the term.

8 ~~(2) ((A manifestly unreasonable hardship exists if reporting the~~
9 ~~name of an entity required to be reported under RCW~~
10 ~~42.17A.710(1)(g)(ii) would be likely to adversely affect the~~
11 ~~competitive position of any entity in which the person filing the~~
12 ~~report, or any member of the person's immediate family, holds any~~
13 ~~office, directorship, general partnership interest, or an ownership~~
14 ~~interest of ten percent or more.~~

15 ~~(3))~~ Requests for reporting modifications may be heard in a
16 brief adjudicative proceeding as set forth in RCW 34.05.482 through
17 34.05.494 and in accordance with the standards established in this
18 section. The commission, the commission chair acting as presiding
19 officer, or another commissioner appointed by the chair to serve as
20 presiding officer, may preside over a brief adjudicatory proceeding.
21 If a modification is requested by a filer because of a concern for
22 personal safety, the information submitted regarding that safety
23 concern shall not be made public prior to, or at, the hearing on the
24 request. Any information provided or prepared for the modification
25 hearing shall remain exempt from public disclosure under this chapter
26 and chapter 42.56 RCW to the extent it is determined at the hearing
27 that disclosure of such information would present a personal safety
28 risk to a reasonable person.

29 ~~((4))~~ (3) If the commission, or presiding officer, grants a
30 modification request, the commission or presiding officer may apply
31 the modification retroactively to previously filed reports. In that
32 event, previously reported information of the kind that is no longer
33 being reported is confidential and exempt from public disclosure
34 under this chapter and chapter 42.56 RCW.

35 ~~((5))~~ (4) Any citizen has standing to bring an action in
36 Thurston county superior court to contest the propriety of any order
37 entered under this section within one year from the date of the entry
38 of the order.

39 ~~((6))~~ (5) The commission shall adopt rules governing the
40 proceedings.

1 **Sec. 4.** RCW 42.17A.205 and 2019 c 428 s 14 are each amended to
2 read as follows:

3 (1) Every political committee shall file a statement of
4 organization with the commission. The statement must be filed within
5 two weeks after organization or within two weeks after the date the
6 committee first has the expectation of receiving contributions or
7 making expenditures in any election campaign, whichever is earlier. A
8 political committee organized within (~~(the last three weeks)~~) 30 days
9 before an election and having the expectation of receiving
10 contributions or making expenditures during and for that election
11 campaign shall file a statement of organization within three business
12 days after its organization or when it first has the expectation of
13 receiving contributions or making expenditures in the election
14 campaign.

15 (2) The statement of organization shall include but not be
16 limited to:

17 (a) The name, address, and electronic contact information of the
18 committee;

19 (b) The names, addresses, and electronic contact information of
20 all related or affiliated committees or other persons, and the nature
21 of the relationship or affiliation;

22 (c) The names, addresses, and titles of its officers; or if it
23 has no officers, the names, addresses, and titles of its responsible
24 leaders;

25 (d) The name, address, and electronic contact information of its
26 treasurer and depository;

27 (e) A statement whether the committee is a continuing one;

28 (f) The name, office sought, and party affiliation of each
29 candidate whom the committee is supporting or opposing, and, if the
30 committee is supporting the entire ticket of any party, the name of
31 the party;

32 (g) The ballot proposition concerned, if any, and whether the
33 committee is in favor of or opposed to such proposition;

34 (h) What distribution of surplus funds will be made, in
35 accordance with RCW 42.17A.430, in the event of dissolution;

36 (i) Such other information as the commission may by rule
37 prescribe, in keeping with the policies and purposes of this chapter;

38 (j) The name, address, and title of any person who authorizes
39 expenditures or makes decisions on behalf of the candidate or
40 committee; and

1 (k) The name, address, and title of any person who is paid by or
2 is a volunteer for a candidate or political committee to perform
3 ministerial functions and who performs ministerial functions on
4 behalf of two or more candidates or committees.

5 (3) No two political committees may have the same name.

6 (4) Any material change in information previously submitted in a
7 statement of organization shall be reported to the commission within
8 the ten days following the change.

9 (5) As used in this section, the "name" of a sponsored committee
10 must include the name of the person who is the sponsor of the
11 committee. If more than one person meets the definition of sponsor,
12 the name of the committee must include the name of at least one
13 sponsor, but may include the names of other sponsors. A person may
14 sponsor only one political committee for the same elected office or
15 same ballot proposition per election cycle.

16 **Sec. 5.** RCW 42.17A.207 and 2019 c 428 s 15 are each amended to
17 read as follows:

18 (1)(a) An incidental committee must file a statement of
19 organization with the commission within two weeks after the date the
20 committee first:

21 (i) Has the expectation of making any expenditures aggregating at
22 least twenty-five thousand dollars in a calendar year in any election
23 campaign, or to a political committee; and

24 (ii) Is required to disclose a payment received under RCW
25 42.17A.240(2)(d).

26 (b) If an incidental committee first meets the criteria requiring
27 filing a statement of organization as specified in (a) of this
28 subsection (~~in the last three weeks~~) within 30 days before an
29 election, then it must file the statement of organization within
30 three business days.

31 (2) The statement of organization must include but is not limited
32 to:

33 (a) The name, address, and electronic contact information of the
34 committee;

35 (b) The names and addresses of all related or affiliated
36 political or incidental committees or other persons, and the nature
37 of the relationship or affiliation;

38 (c) The names, addresses, and titles of its officers; or if it
39 has no officers, the names, addresses, and titles of its responsible

1 leaders and the name of the person designated as the treasurer of the
2 incidental committee;

3 (d) The name, office sought, and party affiliation of each
4 candidate whom the committee is supporting or opposing if the
5 committee contributes directly to a candidate and, if donating to a
6 political committee, the name and address of that political
7 committee;

8 (e) The ballot proposition concerned, if any, and whether the
9 committee is in favor of or opposed to such proposition; and

10 (f) Such other information as the commission may by rule
11 prescribe, in keeping with the policies and purposes of this chapter.

12 (3) Any material change in information previously submitted in a
13 statement of organization must be reported to the commission within
14 the ten days following the change.

15 **Sec. 6.** RCW 42.17A.220 and 2018 c 304 s 5 are each amended to
16 read as follows:

17 (1) All monetary contributions received by a candidate or
18 political committee shall be deposited by candidates, political
19 committee members, paid staff, or treasurers in a depository in an
20 account established and designated for that purpose. Such deposits
21 shall be made (~~within~~):

22 (a) Within two business days of receipt for a contribution of
23 \$2,000 or more, or any contribution from a single person that in the
24 aggregate exceeds \$2,000, and is received during the period beginning
25 the first day of the month preceding an election and concluded the
26 day before that election; or

27 (b) Within five business days of receipt of the contribution for
28 any other period.

29 (2) For online or credit card contributions, the contribution is
30 considered received at the time the transfer is made from the
31 merchant account to a candidate or political committee account,
32 except that a contribution made to a candidate who is a state
33 official or legislator outside the restriction period established in
34 RCW 42.17A.560, but transferred to the candidate's account within the
35 restricted period, is considered received outside of the restriction
36 period.

37 (~~(+2)~~) (3) Political committees that support or oppose more than
38 one candidate or ballot proposition, or exist for more than one

1 purpose, may maintain multiple separate bank accounts within the same
2 designated depository for such purpose only if:

3 (a) Each such account bears the same name;

4 (b) Each such account is followed by an appropriate designation
5 that accurately identifies its separate purpose; and

6 (c) Transfers of funds that must be reported under RCW
7 42.17A.240(~~(5)~~) (6) are not made from more than one such account.

8 (~~(3)~~) (4) Nothing in this section prohibits a candidate or
9 political committee from investing funds on hand in a depository in
10 bonds, certificates, or tax-exempt securities, or in savings accounts
11 or other similar instruments in financial institutions, or in mutual
12 funds other than the depository but only if:

13 (a) The commission is notified in writing of the initiation and
14 the termination of the investment; and

15 (b) The principal of such investment, when terminated together
16 with all interest, dividends, and income derived from the investment,
17 is deposited in the depository in the account from which the
18 investment was made and properly reported to the commission before
19 any further disposition or expenditure.

20 (~~(4)~~) (5) Accumulated unidentified contributions, other than
21 those made by persons whose names must be maintained on a separate
22 and private list by a political committee's treasurer pursuant to RCW
23 42.17A.240(2), in excess of one percent of the total accumulated
24 contributions received in the current calendar year, or three hundred
25 dollars, whichever is more, may not be deposited, used, or expended,
26 but shall be returned to the donor if his or her identity can be
27 ascertained. If the donor cannot be ascertained, the contribution
28 shall escheat to the state and shall be paid to the state treasurer
29 for deposit in the state general fund.

30 **Sec. 7.** RCW 42.17A.225 and 2019 c 428 s 18 are each amended to
31 read as follows:

32 (1) In addition to the provisions of this section, a continuing
33 political committee shall file and report on the same conditions and
34 at the same times as any other committee in accordance with the
35 provisions of RCW 42.17A.205, 42.17A.210, and 42.17A.220.

36 (2) A continuing political committee shall file with the
37 commission a report on the tenth day of each month detailing
38 expenditures made and contributions received for the preceding
39 calendar month. This report need only be filed if either the total

1 contributions received or total expenditures made since the last such
2 report exceed two hundred dollars. The report shall be on a form
3 supplied by the commission and shall include the following
4 information:

5 (a) The information required by RCW 42.17A.240;

6 (b) Each expenditure made to retire previously accumulated debts
7 of the committee identified by recipient, amount, and date of
8 payments;

9 (c) Other information the commission shall prescribe by rule.

10 (3) If a continuing political committee makes a contribution in
11 support of or in opposition to a candidate or ballot proposition
12 within sixty days before the date that the candidate or ballot
13 proposition will be voted upon, the committee shall report pursuant
14 to RCW 42.17A.235.

15 (4)(a) A continuing political committee shall file reports as
16 required by this chapter until the committee has ceased to function
17 and intends to dissolve, at which time, when there is no outstanding
18 debt or obligation and the committee is concluded in all respects, a
19 final report shall be filed. Upon submitting a final report, the
20 continuing political committee so intending to dissolve must file
21 notice of intent to dissolve with the commission and the commission
22 must post the notice on its web site.

23 (b) The continuing political committee may dissolve sixty days
24 after it files its notice to dissolve, only if:

25 (i) The continuing political committee does not make any
26 expenditures other than those related to the dissolution process or
27 engage in any political activity or any other activities that
28 generate additional reporting requirements under this chapter after
29 filing such notice;

30 (ii) No complaint or court action, pursuant to this chapter, is
31 pending against the continuing political committee; and

32 (iii) All penalties assessed by the commission or court order
33 have been paid by the continuing political committee.

34 (c) The continuing political committee must continue to report
35 regularly as required under this chapter until all the conditions
36 under (b) of this subsection are resolved.

37 (d) Upon dissolution, the commission must issue an acknowledgment
38 of dissolution, the duties of the treasurer shall cease, and there
39 shall be no further obligations under this chapter. Dissolution does
40 not absolve the candidate or board of the committee from

1 responsibility for any future obligations resulting from the finding
2 after dissolution of a violation committed prior to dissolution.

3 (5) The treasurer shall maintain books of account, current within
4 five business days, that accurately reflect all contributions and
5 expenditures. During the (~~ten~~) 18 calendar days immediately
6 preceding the date of any election that the committee has received
7 any contributions or made any expenditures, the books of account
8 shall be kept current within one business day and shall be open for
9 public inspection in the same manner as provided for candidates and
10 other political committees in RCW 42.17A.235(6).

11 (6) All reports filed pursuant to this section shall be certified
12 as correct by the treasurer.

13 (7) The treasurer shall preserve books of account, bills,
14 receipts, and all other financial records of the campaign or
15 political committee for not less than five calendar years following
16 the year during which the transaction occurred.

17 **Sec. 8.** RCW 42.17A.235 and 2019 c 428 s 20 are each amended to
18 read as follows:

19 (1)(a) In addition to the information required under RCW
20 42.17A.205 and 42.17A.210, each candidate or political committee must
21 file with the commission a report of all contributions received and
22 expenditures made as a political committee on the next reporting date
23 pursuant to the timeline established in this section.

24 (b) In addition to the information required under RCW 42.17A.207
25 and 42.17A.210, on the day an incidental committee files a statement
26 of organization with the commission, each incidental committee must
27 file with the commission a report of any election campaign
28 expenditures under RCW 42.17A.240(~~(+6)~~) (7), as well as the source
29 of the ten largest cumulative payments of ten thousand dollars or
30 greater it received in the current calendar year from a single
31 person, including any persons tied as the tenth largest source of
32 payments it received, if any.

33 (2) Each treasurer of a candidate or political committee, or an
34 incidental committee, required to file a statement of organization
35 under this chapter, shall file with the commission a report, for each
36 election in which a candidate, political committee, or incidental
37 committee is participating, containing the information required by
38 RCW 42.17A.240 at the following intervals:

1 (a) (~~On the twenty-first day and~~) Each Monday from the period
2 beginning the first day of the last full month before the election,
3 and ending the seventh day immediately preceding the date (~~on~~
4 ~~which~~) of the election (~~is held~~); and

5 (b) On the tenth day of the first full month after the election.

6 (3) (a) Each treasurer of a candidate or political committee shall
7 file with the commission a report on the tenth day of each month
8 during which the candidate or political committee is not
9 participating in an election campaign, only if the committee has
10 received a contribution or made an expenditure in the preceding
11 calendar month and either the total contributions received or total
12 expenditures made since the last such report exceed two hundred
13 dollars.

14 (b) Each incidental committee shall file with the commission a
15 report on the tenth day of each month during which the incidental
16 committee is not otherwise required to report under this section only
17 if the committee has:

18 (i) Received a payment that would change the information required
19 under RCW 42.17A.240(2)(d) as included in its last report; or

20 (ii) Made any election campaign expenditure reportable under RCW
21 42.17A.240(~~(6)~~) (7) since its last report, and the total election
22 campaign expenditures made since the last report exceed two hundred
23 dollars.

24 (4) The weekly reports filed (~~(twenty-one days)~~) from the
25 beginning of the last full month before the election shall report all
26 contributions received and expenditures made as of the end of one
27 business day before the date of the report. (~~The report filed seven~~
28 ~~days before the election shall report all contributions received and~~
29 ~~expenditures made as of the end of one business day before the date~~
30 ~~of the report.~~) Reports filed on the tenth day of the month shall
31 report all contributions received and expenditures made from the
32 closing date of the last report filed through the last day of the
33 month preceding the date of the current report.

34 (5) For the period beginning the first day of the (~~fourth~~)
35 fifth month preceding the date of (~~the special~~) an election, (~~or~~
36 ~~for the period beginning the first day of the fifth month before the~~
37 ~~date of the general election,~~) and ending on the date of that
38 (~~special or general~~) election, each Monday the treasurer for a
39 candidate or a political committee shall file with the commission a
40 report of each bank deposit made during the previous seven calendar

1 days. The report shall contain the name of each person contributing
2 the funds and the amount contributed by each person. However, persons
3 who contribute no more than twenty-five dollars in the aggregate are
4 not required to be identified in the report. A copy of the report
5 shall be retained by the treasurer for the treasurer's records. In
6 the event of deposits made by candidates, political committee
7 members, or paid staff other than the treasurer, the copy shall be
8 immediately provided to the treasurer for the treasurer's records.
9 Each report shall be certified as correct by the treasurer.

10 (6) (a) The treasurer for a candidate or a political committee
11 shall maintain books of account accurately reflecting all
12 contributions and expenditures on a current basis within five
13 business days of receipt or expenditure. During the ~~((ten))~~ 18
14 calendar days immediately preceding the date of the election the
15 books of account shall be kept current within one business day. As
16 specified in the political committee's statement of organization
17 filed under RCW 42.17A.205, the books of account must be open for
18 public inspection by appointment at a place agreed upon by both the
19 treasurer and the requestor, for inspections between 9:00 a.m. and
20 5:00 p.m. on any day from the ~~((tenth-calendar))~~ 18th business day
21 immediately before the election through the day immediately before
22 the election ~~((, other than Saturday, Sunday, or a legal holiday))~~. It
23 is a violation of this chapter for a candidate or political committee
24 to refuse to allow and keep an appointment for an inspection to be
25 conducted during these authorized times and days. The appointment
26 must be allowed at an authorized time and day for such inspections
27 that is within forty-eight hours of the time and day that is
28 requested for the inspection. The treasurer may provide digital
29 access or copies of the books of account in lieu of scheduling an
30 appointment at a designated place for inspection. If the treasurer
31 and requestor are unable to agree on a location and the treasurer has
32 not provided digital access to the books of account, the default
33 location for an appointment shall be a place of public accommodation
34 selected by the treasurer within a reasonable distance from the
35 treasurer's office.

36 (b) At the time of making the appointment, a person wishing to
37 inspect the books of account must provide the treasurer the name and
38 telephone number of the person wishing to inspect the books of
39 account. The person inspecting the books of account must show photo
40 identification before the inspection begins.

1 (c) A treasurer may refuse to show the books of account to any
2 person who does not make an appointment or provide the required
3 identification. The commission may issue limited rules to modify the
4 requirements set forth in this section in consideration of other
5 technology and best practices.

6 (7) Copies of all reports filed pursuant to this section shall be
7 readily available for public inspection by appointment, pursuant to
8 subsection (6) of this section.

9 (8) The treasurer or candidate shall preserve books of account,
10 bills, receipts, and all other financial records of the campaign or
11 political committee for not less than five calendar years following
12 the year during which the transaction occurred or for any longer
13 period as otherwise required by law.

14 (9) All reports filed pursuant to subsection (1) or (2) of this
15 section shall be certified as correct by the candidate and the
16 treasurer.

17 (10) Where there is not a pending complaint concerning a report,
18 it is not evidence of a violation of this section to submit an
19 amended report within twenty-one days of filing an initial report if:

20 (a) The report is accurately amended;

21 (b) The amended report is filed more than thirty days before an
22 election;

23 (c) The total aggregate dollar amount of the adjustment for the
24 amended report is within three times the contribution limit per
25 election or two hundred dollars, whichever is greater; and

26 (d) The committee reported all information that was available to
27 it at the time of filing, or made a good faith effort to do so, or if
28 a refund of a contribution or expenditure is being reported.

29 (11)(a) When there is no outstanding debt or obligation, the
30 campaign fund is closed, the campaign is concluded in all respects,
31 and the political committee has ceased to function and intends to
32 dissolve, the treasurer shall file a final report. Upon submitting a
33 final report, the political committee so intending to dissolve must
34 file notice of intent to dissolve with the commission and the
35 commission must post the notice on its web site.

36 (b) Any political committee may dissolve sixty days after it
37 files its notice to dissolve, only if:

38 (i) The political committee does not make any expenditures other
39 than those related to the dissolution process or engage in any

1 political activity or any other activities that generate additional
2 reporting requirements under this chapter after filing such notice;

3 (ii) No complaint or court action under this chapter is pending
4 against the political committee; and

5 (iii) All penalties assessed by the commission or court order
6 have been paid by the political committee.

7 (c) The political committee must continue to report regularly as
8 required under this chapter until all the conditions under (b) of
9 this subsection are resolved.

10 (d) Upon dissolution, the commission must issue an acknowledgment
11 of dissolution, the duties of the treasurer shall cease, and there
12 shall be no further obligations under this chapter. Dissolution does
13 not absolve the candidate or board of the committee from
14 responsibility for any future obligations resulting from the finding
15 after dissolution of a violation committed prior to dissolution.

16 (12) The commission must adopt rules for the dissolution of
17 incidental committees.

18 **Sec. 9.** RCW 42.17A.240 and 2020 c 152 s 3 are each amended to
19 read as follows:

20 Each report required under RCW 42.17A.235 (1) through (~~(4)~~) (5)
21 must be certified as correct by the treasurer and the candidate and
22 shall disclose the following, except an incidental committee only
23 must disclose and certify as correct the information required under
24 subsections (2)(d) and (7) of this section:

25 (1) The funds on hand at the beginning of the period;

26 (2) The name and address of each person who has made one or more
27 contributions during the period, together with the money value and
28 date of each contribution and the aggregate value of all
29 contributions received from each person during the campaign, or in
30 the case of a continuing political committee, the current calendar
31 year, with the following exceptions:

32 (a) Pledges in the aggregate of less than one hundred dollars
33 from any one person need not be reported;

34 (b) Income that results from a fund-raising activity conducted in
35 accordance with RCW 42.17A.230 may be reported as one lump sum, with
36 the exception of that portion received from persons whose names and
37 addresses are required to be included in the report required by RCW
38 42.17A.230;

1 (c) Contributions of no more than twenty-five dollars in the
2 aggregate from any one person during the election campaign may be
3 reported as one lump sum if the treasurer maintains a separate and
4 private list of the name, address, and amount of each such
5 contributor;

6 (d) Payments received by an incidental committee from any one
7 person need not be reported unless the person is one of the
8 committee's ten largest sources of payments received, including any
9 persons tied as the tenth largest source of payments received, during
10 the current calendar year, and the value of the cumulative payments
11 received from that person during the current calendar year is ten
12 thousand dollars or greater. For payments to incidental committees
13 from multiple persons received in aggregated form, any payment of
14 more than ten thousand dollars from any single person must be
15 reported, but the aggregated payment itself may not be reported. The
16 commission may suspend or modify reporting requirements for payments
17 received by an incidental committee in cases of manifestly
18 unreasonable hardship under this chapter;

19 (e) Payments from private foundations organized under section
20 501(c)(3) of the internal revenue code to an incidental committee do
21 not have to be reported if:

22 (i) The private foundation is contracting with the incidental
23 committee for a specific purpose other than election campaign
24 purposes;

25 (ii) Use of the funds for election campaign purposes is
26 explicitly prohibited by contract; and

27 (iii) Funding from the private foundation represents less than
28 twenty-five percent of the incidental committee's total budget;

29 (f) Commentary or analysis on a ballot proposition by an
30 incidental committee is not considered a contribution if it does not
31 advocate specifically to vote for or against the ballot proposition;
32 and

33 (g) The money value of contributions of postage is the face value
34 of the postage;

35 (3) Each loan, promissory note, or security instrument to be used
36 by or for the benefit of the candidate or political committee made by
37 any person, including the names and addresses of the lender and each
38 person liable directly, indirectly or contingently and the date and
39 amount of each such loan, promissory note, or security instrument;

40 (4) All other contributions not otherwise listed or exempted;

1 (5) A statement that the candidate or political committee has
2 received a certification from any partnership, association,
3 corporation, organization, or other combination of persons making a
4 contribution to the candidate or political committee that:

5 (a) The contribution is not financed in any part by a foreign
6 national; and

7 (b) Foreign nationals are not involved in making decisions
8 regarding the contribution in any way;

9 (6) The name and address of each candidate or political committee
10 to which any transfer of funds was made, including the amounts and
11 dates of the transfers;

12 (7) The name and address of each person to whom an expenditure
13 was made in the aggregate amount of more than fifty dollars during
14 the period covered by this report, the amount, date, and purpose of
15 each expenditure, and the total sum of all expenditures. An
16 incidental committee only must report on expenditures, made and
17 reportable as contributions as defined in RCW 42.17A.005, to election
18 campaigns. For purposes of this subsection, commentary or analysis on
19 a ballot proposition by an incidental committee is not considered an
20 expenditure if it does not advocate specifically to vote for or
21 against the ballot proposition;

22 (8) The name, address, and electronic contact information of each
23 person to whom an expenditure was made for soliciting or procuring
24 signatures on an initiative or referendum petition, the amount of the
25 compensation to each person, and the total expenditures made for this
26 purpose. Such expenditures shall be reported under this subsection in
27 addition to what is required to be reported under subsection (7) of
28 this section;

29 (9) (a) The name and address of any person and the amount owed for
30 any debt with a value of more than seven hundred fifty dollars that
31 has not been paid for any invoices submitted, goods received, or
32 services performed, within five business days during the period
33 within thirty days before an election, or within ten business days
34 during any other period.

35 (b) For purposes of this subsection, debt does not include
36 regularly recurring expenditures of the same amount that have already
37 been reported at least once and that are not late or outstanding;

38 (10) The surplus or deficit of contributions over expenditures;

39 (11) The disposition made in accordance with RCW 42.17A.430 of
40 any surplus funds; and

1 (12) Any other information required by the commission by rule in
2 conformance with the policies and purposes of this chapter.

3 **Sec. 10.** RCW 42.17A.255 and 2020 c 152 s 5 are each amended to
4 read as follows:

5 (1) For the purposes of this section the term "independent
6 expenditure" means any expenditure that is made in support of or in
7 opposition to any candidate or ballot proposition and is not
8 otherwise required to be reported pursuant to RCW 42.17A.225,
9 42.17A.235, and 42.17A.240. "Independent expenditure" does not
10 include: An internal political communication primarily limited to the
11 contributors to a political party organization or political action
12 committee, or the officers, management staff, and stockholders of a
13 corporation or similar enterprise, or the members of a labor
14 organization or other membership organization; or the rendering of
15 personal services of the sort commonly performed by volunteer
16 campaign workers, or incidental expenses personally incurred by
17 volunteer campaign workers not in excess of fifty dollars personally
18 paid for by the worker. "Volunteer services," for the purposes of
19 this section, means services or labor for which the individual is not
20 compensated by any person.

21 (2) Within five days after the date of making an independent
22 expenditure that by itself or when added to all other such
23 independent expenditures made during the same election campaign by
24 the same person equals one hundred dollars or more, or within five
25 days after the date of making an independent expenditure for which no
26 reasonable estimate of monetary value is practicable, whichever
27 occurs first, the person who made the independent expenditure shall
28 file with the commission an initial report of all independent
29 expenditures made during the campaign prior to and including such
30 date.

31 (3) At the following intervals each person who is required to
32 file an initial report pursuant to subsection (2) of this section
33 shall file with the commission a further report of the independent
34 expenditures made since the date of the last report:

35 (a) (~~On the twenty-first day and the seventh day preceding the~~
36 ~~date on which the election is held~~) Each Monday of the period from
37 the beginning of the last full month before the election, and ending
38 the seventh day immediately preceding the date of the election; and

39 (b) On the tenth day of the first month after the election; and

1 (c) On the tenth day of each month in which no other reports are
2 required to be filed pursuant to this section. (~~However, the~~)

3 (4) (a) The further reports required by (~~this~~) subsection (3) of
4 this section shall only be filed if the reporting person has made an
5 independent expenditure since the date of the last previous report
6 filed.

7 (b) The report filed pursuant to (~~(a) of this~~) subsection
8 (3) (a) of this section shall be the final report, and upon submitting
9 such final report the duties of the reporting person shall cease, and
10 there shall be no obligation to make any further reports.

11 (~~(4)~~) (5) All reports filed pursuant to this section shall be
12 certified as correct by the reporting person.

13 (~~(5)~~) (6) Each report required by subsections (2) and (3) of
14 this section shall disclose for the period beginning at the end of
15 the period for the last previous report filed or, in the case of an
16 initial report, beginning at the time of the first independent
17 expenditure, and ending not more than one business day before the
18 date the report is due:

19 (a) The name, address, and electronic contact information of the
20 person filing the report;

21 (b) The name and address of each person to whom an independent
22 expenditure was made in the aggregate amount of more than fifty
23 dollars, and the amount, date, and purpose of each such expenditure.
24 If no reasonable estimate of the monetary value of a particular
25 independent expenditure is practicable, it is sufficient to report
26 instead a precise description of services, property, or rights
27 furnished through the expenditure and where appropriate to attach a
28 copy of the item produced or distributed by the expenditure;

29 (c) The total sum of all independent expenditures made during the
30 campaign to date;

31 (d) A statement from the person making an independent expenditure
32 that:

33 (i) The expenditure is not financed in any part by a foreign
34 national; and

35 (ii) Foreign nationals are not involved in making decisions
36 regarding the expenditure in any way; and

37 (e) Such other information as shall be required by the commission
38 by rule in conformance with the policies and purposes of this
39 chapter.

1 **Sec. 11.** RCW 42.17A.260 and 2020 c 152 s 6 are each amended to
2 read as follows:

3 (1) The sponsor of political advertising shall file a special
4 report to the commission within twenty-four hours of, or on the first
5 working day after, the date the political advertising is first
6 published, mailed, or otherwise presented to the public, if the
7 political advertising:

8 (a) Is published, mailed, or otherwise presented to the public
9 within (~~twenty-one~~) 60 days of an election; and

10 (b) Either:

11 (i) Qualifies as an independent expenditure with a fair market
12 value or actual cost of one thousand dollars or more, for political
13 advertising supporting or opposing a candidate; or

14 (ii) Has a fair market value or actual cost of one thousand
15 dollars or more, for political advertising supporting or opposing a
16 ballot proposition, and is not otherwise required to be reported
17 pursuant to RCW 42.17A.225, 42.17A.235, or 42.17A.240, supporting or
18 opposing the same ballot proposition.

19 (2) If a sponsor is required to file a special report under this
20 section, the sponsor shall also deliver to the commission within the
21 delivery period established in subsection (1) of this section a
22 special report for (~~each~~):

23 (a) Each subsequent independent expenditure of any size
24 supporting or opposing the same candidate who was the subject of the
25 previous independent expenditure, supporting or opposing that
26 candidate's opponent (~~(, or, in the case of a)~~); or

27 (b) Each subsequent expenditure of any size made in support of or
28 in opposition to ((a)) the same ballot proposition that was the
29 subject of the previous expenditure, and is not otherwise required to
30 be reported pursuant to RCW 42.17A.225, 42.17A.235, or 42.17A.240 (~~(,~~
31 ~~supporting or opposing the same ballot proposition that was the~~
32 ~~subject of the previous expenditure)~~).

33 (3) The special report must include:

34 (a) The name and address of the person making the expenditure;

35 (b) The name and address of the person to whom the expenditure
36 was made;

37 (c) A detailed description of the expenditure;

38 (d) The date the expenditure was made and the date the political
39 advertising was first published or otherwise presented to the public;

40 (e) The amount of the expenditure;

1 (f) The name of the candidate supported or opposed by the
2 expenditure, the office being sought by the candidate, and whether
3 the expenditure supports or opposes the candidate; or the name of the
4 ballot proposition supported or opposed by the expenditure and
5 whether the expenditure supports or opposes the ballot proposition;

6 (g) A statement from the sponsor that:

7 (i) The political advertising is not financed in any part by a
8 foreign national; and

9 (ii) Foreign nationals are not involved in making decisions
10 regarding the political advertising in any way; and

11 (h) Any other information the commission may require by rule.

12 (4) All persons required to report under RCW 42.17A.225,
13 42.17A.235, 42.17A.240, 42.17A.255, and 42.17A.305 are subject to the
14 requirements of this section, except as provided in this section. The
15 commission may determine that reports filed pursuant to this section
16 also satisfy the requirements of RCW 42.17A.255.

17 (5) The sponsor of independent expenditures supporting a
18 candidate or opposing that candidate's opponent required to report
19 under this section shall file with each required report an affidavit
20 or declaration of the person responsible for making the independent
21 expenditure that the expenditure was not made in cooperation,
22 consultation, or concert with, or at the request or suggestion of,
23 the candidate, the candidate's authorized committee, or the
24 candidate's agent, or with the encouragement or approval of the
25 candidate, the candidate's authorized committee, or the candidate's
26 agent.

27 **Sec. 12.** RCW 42.17A.265 and 2020 c 152 s 7 are each amended to
28 read as follows:

29 (1) Treasurers shall prepare and deliver to the commission a
30 special report when a contribution or aggregate of contributions
31 totals (~~(one thousand dollars or more)~~) more than \$2,000, is from a
32 single person or entity, and is received during (~~(a special reporting~~
33 ~~period)~~) the period from the beginning of the last full month
34 preceding an election in which the treasurer's committee is
35 participating, and concluding the day before that election.

36 (2) A political committee shall prepare and deliver to the
37 commission a special report when it makes a contribution or an
38 aggregate of contributions to a single entity that totals (~~(one~~
39 ~~thousand dollars or more)~~) more than \$2,000 during (~~(a special~~

1 ~~reporting period))~~ the same period as set forth in subsection (1) of
2 this section.

3 (3) An aggregate of contributions includes only those
4 contributions made to or received from a single entity during any one
5 ~~((special))~~ reporting period. Any subsequent contribution of any size
6 made to or received from the same person or entity during the
7 ~~((special))~~ reporting period must also be reported.

8 (4) ~~((Special reporting periods, for purposes of this section,~~
9 ~~include:~~

10 ~~(a) The period beginning on the day after the last report~~
11 ~~required by RCW 42.17A.235 and 42.17A.240 to be filed before a~~
12 ~~primary and concluding on the end of the day before that primary;~~

13 ~~(b) The period twenty-one days preceding a general election; and~~

14 ~~(c) An aggregate of contributions includes only those~~
15 ~~contributions received from a single entity during any one special~~
16 ~~reporting period or made by the contributing political committee to a~~
17 ~~single entity during any one special reporting period.~~

18 ~~(5) If a campaign treasurer files)~~ Treasurers and political
19 committees that file a special report under this section for one or
20 more contributions received from a single entity during a ~~((special))~~
21 reporting period, ~~((the treasurer shall))~~ must also file a special
22 report under this section for each subsequent contribution of any
23 size which is received or made from that entity during the
24 ~~((special))~~ same reporting period. ~~((If a political committee files a~~
25 ~~special report under this section for a contribution or contributions~~
26 ~~made to a single entity during a special reporting period, the~~
27 ~~political committee shall also file a special report for each~~
28 ~~subsequent contribution of any size which is made to that entity~~
29 ~~during the special reporting period.~~

30 ~~(6))~~ (5) Special reports required by this section shall be
31 delivered electronically, or in written form if an electronic
32 alternative is not available.

33 (a) The special report required of a contribution recipient under
34 subsection (1) of this section shall be delivered to the commission
35 within forty-eight hours of the time, or on the first working day
36 after:

37 (i) The contribution of one thousand dollars or more is
38 ~~((received))~~ deposited by the candidate or treasurer; ~~((the))~~

39 (ii) The aggregate ~~((received))~~ deposited by the candidate or
40 treasurer first equals one thousand dollars or more; or ~~((any))~~

1 (iii) Any subsequent contribution from the same source is
2 (~~received~~) deposited by the candidate or treasurer.

3 (b) The special report required of a contributor under subsection
4 (2) of this section or RCW 42.17A.625 shall be delivered to the
5 commission, and the candidate or political committee to whom the
6 contribution or contributions are made, within twenty-four hours of
7 the time, or on the first working day after:

8 (i) The contribution is made; (~~the~~)

9 (ii) The aggregate of contributions made first equals one
10 thousand dollars or more; or (~~any~~)

11 (iii) Any subsequent contribution to the same person or entity is
12 made.

13 (~~(7)~~) (6) The special report shall include:

14 (a) The amount of the contribution or contributions;

15 (b) The date or dates of receipt;

16 (c) The name and address of the donor;

17 (d) The name and address of the recipient;

18 (e) A statement that the candidate or political committee has
19 received a certification from any partnership, association,
20 corporation, organization, or other combination of persons making a
21 contribution reportable under this section that:

22 (i) The contribution is not financed in any part by a foreign
23 national; and

24 (ii) Foreign nationals are not involved in making decisions
25 regarding the contribution in any way; and

26 (f) Any other information the commission may by rule require.

27 (~~(8)~~) (7) Contributions reported under this section shall also
28 be reported as required by other provisions of this chapter.

29 (~~(9)~~) (8) The commission shall prepare daily a summary of the
30 special reports made under this section and RCW 42.17A.625.

31 (~~(10)~~) (9) Contributions governed by this section include, but
32 are not limited to, contributions made or received indirectly through
33 a third party or entity whether the contributions are or are not
34 reported to the commission as earmarked contributions under RCW
35 42.17A.270.

36 NEW SECTION. **Sec. 13.** A new section is added to chapter 42.17A
37 RCW to read as follows:

38 (1) All advertising related to an election that encourages,
39 directly or indirectly, people to vote for a person who, as of the

1 date the advertisement is first presented to the public, is not a
2 candidate for that office must include the following statement: "This
3 ad encourages you to vote for a person who is not a candidate for
4 this office as of (the date the advertising is first
5 presented to the public)."

6 (2) All advertising related to an election that incorrectly
7 conveys, directly or indirectly, that a person has the endorsement of
8 an entity or individual for an office in an election, when that
9 person does not have that endorsement for that office in that
10 election, must include the following statement: "As of (the
11 date the advertising is first presented to the public) this person
12 does not actually have the endorsement of (list individuals
13 or entities whose endorsement was stated or implied) for this office
14 in this election."

15 (3) For the purposes of this section, "candidate" means:

16 (a) Prior to the end of the filing period under RCW 29A.24.050
17 for an election, a person who is a candidate for that election as
18 defined in RCW 42.17A.005; and

19 (b) After the end of the filing period under RCW 29A.24.050 for
20 an election, a person who has filed a declaration of candidacy for
21 office in that election in accordance with chapter 29A.24 RCW.

22 (4) In a written communication, the information required by
23 subsections (1) and (2) of this section must:

24 (a) Appear in a size equal to or greater than the largest size
25 type otherwise used in the communication, adjacent to the text that:

26 (i) Encourages a vote, for the disclaimer in subsection (1) of
27 this section; or

28 (ii) Conveys an endorsement, for the disclaimer in subsection (2)
29 of this section;

30 (b) Not be subject to the half-tone or screening process; and

31 (c) Be set apart from any other printed matter. Except as
32 provided in (a) of this subsection, no text may be before, after, or
33 immediately adjacent to the information required by subsections (1)
34 and (2) of this section.

35 (5) In a communication that is being transmitted by television or
36 other medium that includes a visual image, the information required
37 by subsections (1) and (2) of this section must either:

38 (a) Be clearly spoken; or

1 (b) Appear in print and be visible for at least four seconds, in
2 letters greater than four percent of the visual screen height, with a
3 reasonable color contrast with the background.

4 (6) In a communication that does not include a visual image, the
5 information required by subsections (1) and (2) of this section must
6 be clearly spoken.

7 **Sec. 14.** RCW 42.17A.405 and 2019 c 100 s 1 are each amended to
8 read as follows:

9 (1) The contribution limits in this section apply to:

10 (a) Candidates for legislative office;

11 (b) Candidates for state office other than legislative office;

12 (c) Candidates for county office;

13 (d) Candidates for port district office;

14 (e) Candidates for city council office;

15 (f) Candidates for mayoral office;

16 (g) Candidates for school board office;

17 (h) Candidates for public hospital district board of
18 commissioners in districts with a population over one hundred fifty
19 thousand;

20 (i) Persons holding an office in (a) through (h) of this
21 subsection against whom recall charges have been filed or to a
22 political committee having the expectation of making expenditures in
23 support of the recall of a person holding the office;

24 (j) Caucus political committees;

25 (k) Bona fide political parties.

26 (2) No person, other than a bona fide political party or a caucus
27 political committee, may make contributions to a candidate for a
28 legislative office, county office, city council office, mayoral
29 office, school board office, or public hospital district board of
30 commissioners that in the aggregate exceed eight hundred dollars or
31 to a candidate for a public office in a port district or a state
32 office other than a legislative office that in the aggregate exceed
33 one thousand six hundred dollars for each election in which the
34 candidate is on the ballot or appears as a write-in candidate.
35 Contributions to candidates subject to the limits in this section
36 made with respect to a primary may not be made after the date of the
37 primary. However, contributions to a candidate or a candidate's
38 authorized committee may be made with respect to a primary until
39 thirty days after the primary, subject to the following limitations:

1 (a) The candidate lost the primary; (b) the candidate's authorized
2 committee has insufficient funds to pay debts outstanding as of the
3 date of the primary; and (c) the contributions may only be raised and
4 spent to satisfy the outstanding debt. Contributions to candidates
5 subject to the limits in this section made with respect to a general
6 election may not be made after the final day of the applicable
7 election cycle.

8 (3) No person, other than a bona fide political party or a caucus
9 political committee, may make contributions to a state official, a
10 county official, a city official, a school board member, a public
11 hospital district commissioner, or a public official in a port
12 district against whom recall charges have been filed, or to a
13 political committee having the expectation of making expenditures in
14 support of the recall of the state official, county official, city
15 official, school board member, public hospital district commissioner,
16 or public official in a port district during a recall campaign that
17 in the aggregate exceed eight hundred dollars if for a legislative
18 office, county office, school board office, public hospital district
19 office, or city office, or one thousand six hundred dollars if for a
20 port district office or a state office other than a legislative
21 office.

22 (4)(a) Notwithstanding subsection (2) of this section, no bona
23 fide political party or caucus political committee may make
24 contributions to a candidate during an election cycle that in the
25 aggregate exceed (i) eighty cents multiplied by the number of
26 eligible registered voters in the jurisdiction from which the
27 candidate is elected if the contributor is a caucus political
28 committee or the governing body of a state organization, or (ii)
29 forty cents multiplied by the number of registered voters in the
30 jurisdiction from which the candidate is elected if the contributor
31 is a county central committee or a legislative district committee.

32 (b) No candidate may accept contributions from a county central
33 committee or a legislative district committee during an election
34 cycle that when combined with contributions from other county central
35 committees or legislative district committees would in the aggregate
36 exceed forty cents times the number of registered voters in the
37 jurisdiction from which the candidate is elected.

38 (5)(a) Notwithstanding subsection (3) of this section, no bona
39 fide political party or caucus political committee may make
40 contributions to a state official, county official, city official,

1 school board member, public hospital district commissioner, or a
2 public official in a port district against whom recall charges have
3 been filed, or to a political committee having the expectation of
4 making expenditures in support of the state official, county
5 official, city official, school board member, public hospital
6 district commissioner, or a public official in a port district during
7 a recall campaign that in the aggregate exceed (i) eighty cents
8 multiplied by the number of eligible registered voters in the
9 jurisdiction entitled to recall the state official if the contributor
10 is a caucus political committee or the governing body of a state
11 organization, or (ii) forty cents multiplied by the number of
12 registered voters in the jurisdiction from which the candidate is
13 elected if the contributor is a county central committee or a
14 legislative district committee.

15 (b) No official holding an office specified in subsection (1) of
16 this section against whom recall charges have been filed, no
17 authorized committee of the official, and no political committee
18 having the expectation of making expenditures in support of the
19 recall of the official may accept contributions from a county central
20 committee or a legislative district committee during an election
21 cycle that when combined with contributions from other county central
22 committees or legislative district committees would in the aggregate
23 exceed forty cents multiplied by the number of registered voters in
24 the jurisdiction from which the candidate is elected.

25 (6) For purposes of determining contribution limits under
26 subsections (4) and (5) of this section, the number of eligible
27 registered voters in a jurisdiction is the number at the time of the
28 most recent general election in the jurisdiction.

29 (7) Notwithstanding subsections (2) through (5) of this section,
30 no person other than an individual, bona fide political party, or
31 caucus political committee may make contributions reportable under
32 this chapter to a caucus political committee that in the aggregate
33 exceed eight hundred dollars in a calendar year or to a bona fide
34 political party that in the aggregate exceed four thousand dollars in
35 a calendar year. This subsection does not apply to loans made in the
36 ordinary course of business.

37 (8) For the purposes of RCW 42.17A.125, 42.17A.405 through
38 42.17A.415, 42.17A.450 through 42.17A.495, 42.17A.500, 42.17A.560,
39 and 42.17A.565, a contribution to the authorized political committee
40 of a candidate or of an official specified in subsection (1) of this

1 section against whom recall charges have been filed is considered to
2 be a contribution to the candidate or official.

3 (9) A contribution received within the twelve-month period after
4 a recall election concerning an office specified in subsection (1) of
5 this section is considered to be a contribution during that recall
6 campaign if the contribution is used to pay a debt or obligation
7 incurred to influence the outcome of that recall campaign.

8 (10) The contributions allowed by subsection (3) of this section
9 are in addition to those allowed by subsection (2) of this section,
10 and the contributions allowed by subsection (5) of this section are
11 in addition to those allowed by subsection (4) of this section.

12 (11) RCW 42.17A.125, 42.17A.405 through 42.17A.415, 42.17A.450
13 through 42.17A.495, 42.17A.500, 42.17A.560, and 42.17A.565 apply to a
14 special election conducted to fill a vacancy in an office specified
15 in subsection (1) of this section. However, the contributions made to
16 a candidate or received by a candidate for a primary or special
17 election conducted to fill such a vacancy shall not be counted toward
18 any of the limitations that apply to the candidate or to
19 contributions made to the candidate for any other primary or
20 election.

21 (12) Notwithstanding the other subsections of this section, no
22 corporation or business entity not doing business in Washington
23 state, no labor union with fewer than ten members who reside in
24 Washington state, and no political committee that has not received
25 contributions of ten dollars or more from at least ten persons
26 registered to vote in Washington state during the preceding one
27 hundred eighty days may make contributions reportable under this
28 chapter to a state office candidate, to a state official against whom
29 recall charges have been filed, or to a political committee having
30 the expectation of making expenditures in support of the recall of
31 the official. This subsection does not apply to loans made in the
32 ordinary course of business.

33 (13) Notwithstanding the other subsections of this section, no
34 county central committee or legislative district committee may make
35 contributions reportable under this chapter to a candidate specified
36 in subsection (1) of this section, or an official specified in
37 subsection (1) of this section against whom recall charges have been
38 filed, or political committee having the expectation of making
39 expenditures in support of the recall of an official specified in
40 subsection (1) of this section if the county central committee or

1 legislative district committee is outside of the jurisdiction
2 entitled to elect the candidate or recall the official.

3 (14) No person may accept contributions that exceed the
4 contribution limitations provided in this section.

5 (15) The following contributions are exempt from the contribution
6 limits of this section:

7 (a) An expenditure or contribution earmarked for voter
8 registration, for absentee ballot information, for precinct caucuses,
9 for get-out-the-vote campaigns, for precinct judges or inspectors,
10 for sample ballots, or for ballot counting, all without promotion of
11 or political advertising for individual candidates;

12 (b) An expenditure by a political committee for its own internal
13 organization or fund-raising without direct association with
14 individual candidates; ~~((or))~~

15 (c) An expenditure or contribution for independent expenditures
16 as defined in RCW 42.17A.005 or electioneering communications as
17 defined in RCW 42.17A.005; or

18 (d) A contribution to a political committee having the
19 expectation of making expenditures in support of the recall of a
20 person holding an office under subsection (1) of this section, only
21 to the extent that the committee:

22 (i) Does not coordinate with a known or potential candidate for
23 such office, any affiliated committee in support or opposition to any
24 such candidate, or any person with the appointing authority for such
25 office;

26 (ii) Does not solicit or accept a contribution from a known or
27 potential candidate for such office, any affiliated campaign in
28 support or opposition to the candidate, or any person with the
29 appointing authority for such office; and

30 (iii) Submits with any report, for which a contribution over the
31 applicable limits set forth in this section is required to be
32 reported under RCW 42.17A.240, a sworn declaration attesting that it
33 has not and will not engage in the activities proscribed under (d)(i)
34 and (ii) of this subsection.

35 **Sec. 15.** RCW 42.17A.420 and 2019 c 428 s 27 are each amended to
36 read as follows:

37 (1) It is a violation of this chapter for any person to make, or
38 for any candidate or political committee to accept from any one
39 person, contributions reportable under RCW 42.17A.240 in the

1 aggregate exceeding fifty thousand dollars for any campaign for
2 statewide office or exceeding five thousand dollars for any other
3 campaign subject to the provisions of this chapter within (~~twenty-~~
4 ~~one~~) 30 days of a general election. This subsection does not apply
5 to:

6 (a) Contributions made by, or accepted from, a bona fide
7 political party as defined in this chapter, excluding the county
8 central committee or legislative district committee;

9 (b) Contributions made to, or received by, a ballot proposition
10 committee; or

11 (c) Payments received by an incidental committee.

12 (2) Contributions governed by this section include, but are not
13 limited to, contributions made or received indirectly through a third
14 party or entity whether the contributions are or are not reported to
15 the commission as earmarked contributions under RCW 42.17A.270.

16 **Sec. 16.** RCW 42.17A.640 and 2010 c 204 s 809 are each amended to
17 read as follows:

18 (1) (~~Any person who has made expenditures, not reported by a~~
19 ~~registered lobbyist under RCW 42.17A.615 or by a candidate or~~
20 ~~political committee under RCW 42.17A.225 or 42.17A.235, exceeding))
21 The sponsor of any grass roots lobbying campaign shall register and
22 report to the commission, as provided in subsections (2) and (3) of
23 this section, by the first business day after the date the campaign
24 is first presented to the public, if the campaign expenditures exceed
25 one thousand dollars in the aggregate within any three-month period
26 or (~~exceeding~~) exceed five hundred dollars in the aggregate within
27 any one-month period (~~in presenting a program to the public, a~~
28 ~~substantial portion of which is intended, designed, or calculated~~
29 ~~primarily to influence legislation shall register and report, as~~
30 ~~provided in subsection (2) of this section, as a sponsor of a grass~~
31 ~~roots lobbying campaign)).~~~~

32 (2) (~~Within thirty days after becoming a sponsor of a grass~~
33 ~~roots lobbying campaign, the)) The sponsor shall register by filing
34 with the commission a registration statement, in such detail as the
35 commission shall prescribe, showing:~~

36 (a) The sponsor's name, address, and business or occupation, and,
37 if the sponsor is not an individual, the names, addresses, and titles
38 of the controlling persons responsible for managing the sponsor's
39 affairs;

1 (b) The names, addresses, and business or occupation of all
2 persons organizing and managing the campaign, or hired to assist the
3 campaign, including any public relations or advertising firms
4 participating in the campaign, and the terms of compensation for all
5 such persons;

6 (c) The names and addresses of each person contributing twenty-
7 five dollars or more to the campaign, and the aggregate amount
8 contributed;

9 (d) The purpose of the campaign, including the specific
10 legislation, rules, rates, standards, or proposals that are the
11 subject matter of the campaign;

12 (e) The totals of all expenditures made or incurred to date on
13 behalf of the campaign segregated according to financial category,
14 including but not limited to the following: Advertising, segregated
15 by media, and in the case of large expenditures (as provided by rule
16 of the commission), by outlet; contributions; entertainment,
17 including food and refreshments; office expenses including rent and
18 the salaries and wages paid for staff and secretarial assistance, or
19 the proportionate amount paid or incurred for lobbying campaign
20 activities; consultants; and printing and mailing expenses.

21 (3) (a) Every sponsor who has registered under this section shall
22 file ~~((monthly))~~ the following reports with the commission:

23 (i) Weekly reports filed each Monday for any reportable activity
24 from the preceding week during:

25 (A) The period beginning on the 30th day before a regular session
26 convenes and continuing through the date of final adjournment; and

27 (B) The period beginning on the date that a special legislative
28 session has been called or 30 days before the special legislative
29 session is scheduled to convene, whichever is later, and continuing
30 through the date of final adjournment; and

31 (ii) Monthly reports ~~((with the commission))~~ filed by the tenth
32 day of the month for ~~((the))~~ any reportable activity during the
33 preceding month, during all other periods of the year.

34 (b) The reports shall update the information contained in the
35 sponsor's registration statement and in prior reports and shall show
36 contributions received and totals of expenditures made during the
37 ~~((month))~~ reporting period, in the same manner as provided for in the
38 registration statement.

39 (4) When the campaign has been terminated, the sponsor shall file
40 a notice of termination with the final weekly or monthly report, as

1 applicable. The final report shall state the totals of all
2 contributions and expenditures made on behalf of the campaign, in the
3 same manner as provided for in the registration statement.

4 (5)(a) Any advertising or other mass communication produced as
5 part of a grass roots lobbying campaign must include the following
6 disclosures:

7 (i) All written communications shall include the sponsor's name
8 and address. All radio and television communications shall include
9 the sponsor's name. The use of an assumed name for the sponsor is
10 unlawful;

11 (ii) If the sponsor is a political committee established,
12 maintained, or controlled directly, or indirectly through the
13 formation of one or more political committees, by an individual,
14 corporation, union, association, or other entity, the communication
15 must include the full name of that individual or entity; and

16 (iii) If the communication's cost exceeds \$1,000, the
17 communication must include the statement "Top Five Contributors,"
18 followed by a listing of the names of the five persons making the
19 largest aggregate contributions to the sponsor using the same
20 methodology as provided in RCW 42.17A.350(1); and, if necessary, the
21 statement "Top Three Donors to PAC Contributors," followed by a
22 listing of the names of the three individuals or entities other than
23 political committees making the largest aggregate contributions to
24 political committees using the same methodology as provided in RCW
25 42.17A.350(2). Abbreviations may be used to describe contributing
26 entities if the full name of the entity has been clearly spoken
27 previously during the communication.

28 (b) The information required by (a) of this subsection shall:

29 (i) In a written communication:

30 (A) Appear on the first page or fold of the written advertisement
31 or communication in at least 10-point type, or in type at least 10
32 percent of the largest size type used in a written communication
33 directed at more than one voter, such as a billboard or poster,
34 whichever is larger;

35 (B) Not be subject to the half-tone or screening process; and

36 (C) Be set apart from any other printed matter. No text may be
37 before, after, or immediately adjacent to the information required by
38 (a) of this subsection; or

39 (ii) In a communication transmitted via television or another
40 medium that includes a visual image or audio:

1 (A) Be clearly spoken; or

2 (B) Appear in print and be visible for at least four seconds,
3 appear in letters greater than four percent of the visual screen
4 height on a solid black background on the entire bottom one-third of
5 the television or visual display screen, or bottom one-fourth of the
6 screen if the sponsor does not have or is otherwise not required to
7 list its top five contributors, and have a reasonable color contrast
8 with the background.

9 **Sec. 17.** RCW 42.17A.700 and 2019 c 428 s 35 are each amended to
10 read as follows:

11 (1) After January 1st and before April 15th of each year, every
12 elected official and every executive state officer (~~who served for~~
13 ~~any portion of the preceding year~~) shall electronically file with
14 the commission a statement of financial affairs for the preceding
15 calendar year (~~or for that portion of the year served~~). Any
16 official or officer in office for any period of time in a calendar
17 year, but not in office as of January 1st of the following year,
18 (~~may~~) must electronically file either within sixty days of leaving
19 office or during the January 1st through April 15th reporting period
20 of that following year. Such filing must include information for the
21 portion of the current calendar year for which the official or
22 officer was in office.

23 (2) Within two weeks of becoming a candidate, every candidate
24 shall file with the commission a statement of financial affairs for
25 the preceding twelve months. However, a candidate who already has an
26 existing obligation to file a statement for the preceding year must
27 report for that period.

28 (3) Within two weeks of appointment, every person appointed to a
29 vacancy in an elective office or executive state officer position
30 during the months of January through November shall file with the
31 commission a statement of financial affairs for the preceding twelve
32 months (~~(, except as provided in subsection (4) of this section)~~). For
33 appointments made in December, the appointee must file the statement
34 of financial affairs between January 1st and January 15th of the
35 immediate following year for the preceding twelve-month period ending
36 on December 31st.

37 (~~(4) ((A statement of a candidate or appointee filed during the~~
38 ~~period from January 1st to April 15th shall cover the period from~~
39 ~~January 1st of the preceding calendar year to the time of candidacy~~

1 ~~or appointment if the filing of the statement would relieve the~~
2 ~~individual of a prior obligation to file a statement covering the~~
3 ~~entire preceding calendar year.~~

4 ~~(5))~~ No individual may be required to file more than once in any
5 calendar year.

6 ~~((6))~~ (5) Each statement of financial affairs filed under this
7 section shall be sworn as to its truth and accuracy.

8 ~~((7))~~ (6) Every elected official and every executive state
9 officer shall file with their statement of financial affairs a
10 statement certifying that they have read and are familiar with RCW
11 42.17A.555 or 42.52.180, whichever is applicable.

12 ~~((8))~~ (7) For the purposes of this section, the term "executive
13 state officer" includes those listed in RCW 42.17A.705.

14 ~~((9))~~ (8) This section does not apply to incumbents or
15 candidates for a federal office or the office of precinct committee
16 officer.

17 **Sec. 18.** RCW 42.17A.705 and 2017 3rd sp.s. c 6 s 111 are each
18 amended to read as follows:

19 For the purposes of RCW 42.17A.700, "executive state officer"
20 includes:

21 (1) The chief administrative law judge, the director of
22 agriculture, the director of the department of services for the
23 blind, the secretary of children, youth, and families, the director
24 of the state system of community and technical colleges, the director
25 of commerce, the director of the consolidated technology services
26 agency, the secretary of corrections, the director of ecology, the
27 commissioner of employment security, the chair of the energy facility
28 site evaluation council, the director of enterprise services, the
29 secretary of the state finance committee, the director of financial
30 management, the director of fish and wildlife, the executive
31 secretary of the forest practices appeals board, the director of the
32 gambling commission, the secretary of health, the administrator of
33 the Washington state health care authority, the executive secretary
34 of the health care facilities authority, the executive secretary of
35 the higher education facilities authority, the executive secretary of
36 the horse racing commission, the executive secretary of the human
37 rights commission, the executive secretary of the indeterminate
38 sentence review board, the executive director of the state investment
39 board, the director of labor and industries, the director of

1 licensing, the director of the lottery commission, the director of
2 the office of minority and women's business enterprises, the director
3 of parks and recreation, the executive director of the public
4 disclosure commission, the executive director of the Puget Sound
5 partnership, the director of the recreation and conservation office,
6 the director of retirement systems, the director of revenue, the
7 secretary of social and health services, the chief of the Washington
8 state patrol, the executive secretary of the board of tax appeals,
9 the secretary of transportation, the secretary of the utilities and
10 transportation commission, the director of veterans affairs, the
11 president of each of the regional and state universities and the
12 president of The Evergreen State College, and each district and each
13 campus president of each state community college;

14 (2) Each professional staff member of the office of the governor;

15 (3) Each professional staff member of the legislature; and

16 (4) Central Washington University board of trustees, the boards
17 of trustees of each community college and each technical college,
18 each member of the state board for community and technical colleges,
19 state convention and trade center board of directors, Eastern
20 Washington University board of trustees, Washington economic
21 development finance authority, Washington energy northwest executive
22 board, The Evergreen State College board of trustees, executive
23 ethics board, fish and wildlife commission, forest practices appeals
24 board, forest practices board, gambling commission, Washington health
25 care facilities authority, student achievement council, higher
26 education facilities authority, horse racing commission, state
27 housing finance commission, human rights commission, indeterminate
28 sentence review board, board of industrial insurance appeals, state
29 investment board, commission on judicial conduct, legislative ethics
30 board, life sciences discovery fund authority board of trustees,
31 state liquor and cannabis board, lottery commission, Pacific
32 Northwest electric power and conservation planning council, parks and
33 recreation commission, Washington personnel resources board, board of
34 pilotage commissioners, pollution control hearings board, public
35 disclosure commission, public employees' benefits board, recreation
36 and conservation funding board, salmon recovery funding board,
37 shorelines hearings board, board of tax appeals, transportation
38 commission, University of Washington board of regents, utilities and
39 transportation commission, Washington State University board of
40 regents, and Western Washington University board of trustees.

1 **Sec. 19.** RCW 42.17A.710 and 2019 c 428 s 36 are each amended to
2 read as follows:

3 ~~((1) The statement of financial affairs required by RCW~~
4 ~~42.17A.700 shall disclose the following information for the reporting~~
5 ~~individual and each member of the reporting individual's immediate~~
6 ~~family:~~

7 ~~(a) Occupation, name of employer, and business address;~~

8 ~~(b) Each bank account, savings account, and insurance policy in~~
9 ~~which a direct financial interest was held that exceeds twenty~~
10 ~~thousand dollars at any time during the reporting period; each other~~
11 ~~item of intangible personal property in which a direct financial~~
12 ~~interest was held that exceeds two thousand dollars during the~~
13 ~~reporting period; the name, address, and nature of the entity; and~~
14 ~~the nature and highest value of each direct financial interest during~~
15 ~~the reporting period;~~

16 ~~(c) The name and address of each creditor to whom the value of~~
17 ~~two thousand dollars or more was owed; the original amount of each~~
18 ~~debt to each creditor; the amount of each debt owed to each creditor~~
19 ~~as of the date of filing; the terms of repayment of each debt; and~~
20 ~~the security given, if any, for each such debt. Debts arising from a~~
21 ~~"retail installment transaction" as defined in chapter 63.14 RCW~~
22 ~~(retail installment sales act) need not be reported;~~

23 ~~(d) Every public or private office, directorship, and position~~
24 ~~held as trustee; except that an elected official or executive state~~
25 ~~officer need not report the elected official's or executive state~~
26 ~~officer's service on a governmental board, commission, association,~~
27 ~~or functional equivalent, when such service is part of the elected~~
28 ~~official's or executive state officer's official duties;~~

29 ~~(e) All persons for whom any legislation, rule, rate, or standard~~
30 ~~has been prepared, promoted, or opposed for current or deferred~~
31 ~~compensation. For the purposes of this subsection, "compensation"~~
32 ~~does not include payments made to the person reporting by the~~
33 ~~governmental entity for which the person serves as an elected~~
34 ~~official or state executive officer or professional staff member for~~
35 ~~the person's service in office; the description of such actual or~~
36 ~~proposed legislation, rules, rates, or standards; and the amount of~~
37 ~~current or deferred compensation paid or promised to be paid;~~

38 ~~(f) The name and address of each governmental entity,~~
39 ~~corporation, partnership, joint venture, sole proprietorship,~~
40 ~~association, union, or other business or commercial entity from whom~~

1 compensation has been received in any form of a total value of two
2 thousand dollars or more; the value of the compensation; and the
3 consideration given or performed in exchange for the compensation;

4 (g) The name of any corporation, partnership, joint venture,
5 association, union, or other entity in which is held any office,
6 directorship, or any general partnership interest, or an ownership
7 interest of ten percent or more; the name or title of that office,
8 directorship, or partnership; the nature of ownership interest; and:

9 (i) With respect to a governmental unit in which the official seeks
10 or holds any office or position, if the entity has received
11 compensation in any form during the preceding twelve months from the
12 governmental unit, the value of the compensation and the
13 consideration given or performed in exchange for the compensation;

14 and (ii) the name of each governmental unit, corporation,
15 partnership, joint venture, sole proprietorship, association, union,
16 or other business or commercial entity from which the entity has
17 received compensation in any form in the amount of ten thousand
18 dollars or more during the preceding twelve months and the
19 consideration given or performed in exchange for the compensation. As

20 used in (g) (ii) of this subsection, "compensation" does not include
21 payment for water and other utility services at rates approved by the
22 Washington state utilities and transportation commission or the
23 legislative authority of the public entity providing the service.

24 With respect to any bank or commercial lending institution in which
25 is held any office, directorship, partnership interest, or ownership
26 interest, it shall only be necessary to report either the name,
27 address, and occupation of every director and officer of the bank or
28 commercial lending institution and the average monthly balance of
29 each account held during the preceding twelve months by the bank or
30 commercial lending institution from the governmental entity for which
31 the individual is an official or candidate or professional staff
32 member, or all interest paid by a borrower on loans from and all
33 interest paid to a depositor by the bank or commercial lending
34 institution if the interest exceeds two thousand four hundred
35 dollars;

36 (h) A list, including legal or other sufficient descriptions as
37 prescribed by the commission, of all real property in the state of
38 Washington, the assessed valuation of which exceeds ten thousand
39 dollars in which any direct financial interest was acquired during
40 the preceding calendar year, and a statement of the amount and nature

1 of the financial interest and of the consideration given in exchange
2 for that interest;

3 (i) A list, including legal or other sufficient descriptions as
4 prescribed by the commission, of all real property in the state of
5 Washington, the assessed valuation of which exceeds ten thousand
6 dollars in which any direct financial interest was divested during
7 the preceding calendar year, and a statement of the amount and nature
8 of the consideration received in exchange for that interest, and the
9 name and address of the person furnishing the consideration;

10 (j) A list, including legal or other sufficient descriptions as
11 prescribed by the commission, of all real property in the state of
12 Washington, the assessed valuation of which exceeds ten thousand
13 dollars in which a direct financial interest was held. If a
14 description of the property has been included in a report previously
15 filed, the property may be listed, for purposes of this subsection
16 (1)(j), by reference to the previously filed report;

17 (k) A list, including legal or other sufficient descriptions as
18 prescribed by the commission, of all real property in the state of
19 Washington, the assessed valuation of which exceeds twenty thousand
20 dollars, in which a corporation, partnership, firm, enterprise, or
21 other entity had a direct financial interest, in which corporation,
22 partnership, firm, or enterprise a ten percent or greater ownership
23 interest was held;

24 (l) A list of each occasion, specifying date, donor, and amount,
25 at which food and beverage in excess of fifty dollars was accepted
26 under RCW 42.52.150(5);

27 (m) A list of each occasion, specifying date, donor, and amount,
28 at which items specified in RCW 42.52.010(9) (d) and (f) were
29 accepted; and

30 (n) Such other information as the commission may deem necessary
31 in order to properly carry out the purposes and policies of this
32 chapter, as the commission shall prescribe by rule.

33 (2)(a) When judges, prosecutors, sheriffs, or their immediate
34 family members are required to disclose real property that is the
35 personal residence of the judge, prosecutor, or sheriff, the
36 requirements of subsection (1)(h) through (k) of this section may be
37 satisfied for that property by substituting:

38 (i) The city or town;

39 (ii) The type of residence, such as a single-family or
40 multifamily residence, and the nature of ownership; and

1 ~~(iii) Such other identifying information the commission~~
2 ~~prescribes by rule for the mailing address where the property is~~
3 ~~located.~~

4 ~~(b) Nothing in this subsection relieves the judge, prosecutor, or~~
5 ~~sheriff of any other applicable obligations to disclose potential~~
6 ~~conflicts or to recuse oneself.~~

7 ~~(3) (a) Where an amount is required to be reported under~~
8 ~~subsection (1) (a) through (m) of this section, it may be reported~~
9 ~~within a range as provided in (b) of this subsection.~~

10 ~~(b)~~

Code A	Less than thirty thousand dollars;
Code B	At least thirty thousand dollars, but less than sixty thousand dollars;
Code C	At least sixty thousand dollars, but less than one hundred thousand dollars;
Code D	At least one hundred thousand dollars, but less than two hundred thousand dollars;
Code E	At least two hundred thousand dollars, but less than five hundred thousand dollars;
Code F	At least five hundred thousand dollars, but less than seven hundred and fifty thousand dollars;
Code G	At least seven hundred fifty thousand dollars, but less than one million dollars; or
Code H	One million dollars or more.

27 ~~(c) An amount of stock may be reported by number of shares~~
28 ~~instead of by market value. No provision of this subsection may be~~
29 ~~interpreted to prevent any person from filing more information or~~
30 ~~more detailed information than required.~~

31 ~~(4) Items of value given to an official's or employee's spouse,~~
32 ~~domestic partner, or family member are attributable to the official~~
33 ~~or employee, except the item is not attributable if an independent~~
34 ~~business, family, or social relationship exists between the donor and~~
35 ~~the spouse, domestic partner, or family member.) The statement of~~
36 ~~financial affairs that an elected official and executive state~~
37 ~~officer must file under RCW 42.17A.700 is for the purpose of~~

1 providing necessary information to the public for transparency and
2 accountability about an official's personal financial interests to
3 help ensure that the official is making decisions in the best
4 interest of the public, not enhancing a personal financial interest,
5 and to help identify potential conflicts of interest. The financial
6 affairs statement, known as an "F-1," requires the disclosure of
7 personal financial information of the filer and the immediate family
8 members of the filer, which means spouse, or registered domestic
9 partner, and dependents. The commission shall establish rules for the
10 information that must be reported in the statement of financial
11 affairs, and shall provide an electronic filing application.

12 (1) The statement of financial affairs must disclose financial
13 information for the applicable reporting period within certain
14 categories, as provided in this subsection. The commission shall
15 detail in rules the type of information required for each category,
16 and any additional information as necessary to carry out the purpose
17 and policies of this chapter.

18 (a) **Assets held.** The statement must include information regarding
19 the assets in which the filer or immediate family members held a
20 direct financial interest, including:

21 (i) Each bank account and insurance policy with a value of
22 \$25,000 or more; and

23 (ii) Other intangible personal property with a value of \$10,000
24 or more, such as business ownership, securities, and retirement
25 accounts.

26 (b) **Sources of income.** The statement must include information
27 regarding the sources of income received by the filer or immediate
28 family members with a value of \$2,500 or more. Such information
29 includes:

30 (i) Payments received, including compensation for employment or
31 other consideration;

32 (ii) Government benefits received;

33 (iii) Pensions or other retirement income received; and

34 (iv) Income earned or provided from assets held by the filer or
35 immediate family member.

36 (c) **Debt.** The statement must include information regarding the
37 debt owed by the filer or immediate family members with a value of
38 \$2,500 or more, including the creditor's name, the original and
39 present amount owed, the security given, and the terms of repayment.
40 Debts arising from a "retail installment transaction" as defined in

1 chapter 63.14 RCW, the retail installment sales act, are not required
2 to be reported.

3 (d) **Real property.** The statement must include information
4 regarding the direct financial interest in real property with a value
5 of \$15,000 or more that the filer or immediate family members
6 acquired, sold, or held during the reporting period.

7 (i) A judge, prosecutor, sheriff, or their immediate family
8 members is not required to disclose the address or legal description
9 of real property that is the personal residence of the judge,
10 prosecutor, or sheriff. It is sufficient to disclose the following
11 information regarding the personal residence of a judge, prosecutor,
12 or sheriff:

13 (A) The city or town;

14 (B) The type of residence, such as a single-family or multifamily
15 residence, and the nature of ownership; and

16 (C) Such other identifying information the commission prescribes
17 by rule for the mailing address where the property is located.

18 (ii) The limitation on reporting information regarding personal
19 residence may not be used to relieve a judge, prosecutor, or sheriff
20 of any other applicable obligations to disclose potential conflicts
21 or to recuse oneself.

22 (e) **Gifts and other payments.** The statement must include
23 information regarding gifts received by the filer, including:

24 (i) Food and beverages with a value of \$50 or more, which were
25 accepted in the ordinary course of meals where attendance is related
26 to the performance of official duties, as provided under RCW
27 42.52.150(5);

28 (ii) Payments for reasonable expenses incurred in connection with
29 a speech, presentation, appearance, or trade mission made in an
30 official capacity, as provided under RCW 42.52.010(9)(d);

31 (iii) Items accepted for which the filer was authorized to accept
32 by law, as provided in RCW 42.52.010(9)(e); and

33 (iv) Payment attributable to attending seminars and educational
34 programs sponsored by a bona fide governmental or nonprofit
35 professional, educational, trade, or charitable association or
36 institution, as provided under RCW 42.52.010(9)(f).

37 (f) **Lobbying activities.** The statement must include information
38 regarding:

39 (i) Any individual or entity who provided compensation to the
40 filer or immediate family members to lobby, as defined in this

1 chapter, or otherwise outside the state, except in the filer's or
2 immediate family member's official service to a government entity;
3 and

4 (ii) Any affiliated entity under (g) of this subsection that
5 provided compensation to persons to lobby, as defined in this
6 chapter, or otherwise outside the state.

7 (g) **Businesses interests and associations.** The statement must
8 include information identifying each business, association, or other
9 entity with which the filer or immediate family member holds an
10 office or director position, or ownership interest of at least 10
11 percent. In addition, the information must include:

12 (i) The compensation of \$15,000 or more provided to each
13 identified entity;

14 (ii) The real property interest in the state of Washington of
15 \$25,000 or more held by each identified entity with which the filer
16 or immediate family member holds at least a 10 percent ownership
17 interest; and

18 (iii) The value of any payment to each identified entity from the
19 government unit in which the filer or immediate family member holds
20 or seeks an office or position, except for payment for water and
21 other utility services at rates approved by the authority of the
22 public entity providing the service.

23 (2) Where the disclosure of an amount is required within a
24 category of financial information, the commission may establish value
25 codes that allow for reporting monetary amounts within certain
26 ranges, instead of disclosing the actual amount.

27 **Sec. 20.** RCW 42.17A.785 and 2018 c 304 s 18 are each amended to
28 read as follows:

29 (1) The public disclosure transparency account is created in the
30 ((state treasury)) custody of the state treasurer. All receipts from
31 penalties collected pursuant to enforcement actions or settlements
32 under this chapter, including any fees or costs, must be deposited
33 into the account. ((Moneys in the account may be spent only after
34 appropriation. Moneys in the account may be used only for the
35 implementation of chapter 304, Laws of 2018 and duties under this
36 chapter, and may not be used to supplant general fund appropriations
37 to the commission.))

38 (2) Moneys in the account may be used only for the development
39 and implementation of projects designated by the commission for the

1 purpose of improving the usability, transparency, and accessibility
2 of systems and information regarding campaign financing, lobbying
3 activities, and the financial affairs of public officials and
4 candidates, consistent with the purposes of this chapter. The
5 commission shall approve and update the list of designated projects
6 and include a description, the purpose, and projected cost of each
7 project as part of the commission's regular review of its technology
8 and related business projects strategic priorities plan.

9 (3) Moneys in the account may not be used for ongoing operating
10 or enforcement expenses and are not intended to be and shall not be
11 used to supplant general fund appropriations to the commission.

12 (4) Only the commission may authorize expenditures from the
13 account. The account is not subject to appropriation.

14 NEW SECTION. **Sec. 21.** This act is necessary for the immediate
15 preservation of the public peace, health, or safety, or support of
16 the state government and its existing public institutions, and takes
17 effect June 1, 2022.

--- END ---