

New Rule

Draft as adopted by the Commission 5-9-18, with effective date of June 7, 2018

WAC 390-16-325 Dissolution of Committees

(1) Dissolution is the process by which a committee officially ceases doing business, pursuant to RCW 42.17A.225 and RCW 42.17A.235. Dissolution does not relieve the candidate, elected official, or officers from any obligations to address violations that occurred before the committee was dissolved.

(2) To initiate dissolution, the committee must file a notice of intent to dissolve.

(3) The official form for filing a notice of intent to dissolve a committee is designated "D-1." The D-1 must be filed using the electronic filing system provided by the commission, available on the commission's website at www.pdc.wa.gov. The executive director may waive the electronic filing requirement and allow for the use of another written format on the basis of hardship. The commission is required to post each committee's notice of intent to dissolve on the commission website upon receipt.

(4) On the D-1 form, the candidate or authorized committee officer must attest to the following:

- (a) The committee has concluded its activities in all respects and has ceased to function and intends to dissolve;
- (b) The committee has no outstanding debts or obligations, will not make any expenditure other than those related to the dissolution process, and will not engage in any political activity or any other activity that generates additional reporting requirements;
- (c) The committee has filed a final report;
- (d) No complaint or court action under RCW 42.17A is pending against the committee and it has not been informed by the commission of any possible violations or technical corrections which remain unresolved;

- (e) The committee has no outstanding penalties under RCW 42.17A as assessed by the commission or a court;
- (f) The committee accepts an ongoing obligation to maintain compliance with these conditions and an affirmative duty to notify the commission of any noncompliance.
- (g) The committee understands that the committee's bank account may not be closed before the political committee has dissolved; and
- (h) The treasurer is obligated to preserve books of account, bills, receipts, and all other financial records for five years, or as otherwise required by 42.17A.

(5) If, sixty days after a committee has filed its notice of intent to dissolve (D-1), the committee is in compliance with the above requirements and has not notified the commission in writing that it revokes its intent to dissolve, the committee shall be deemed to be dissolved.

(6) The executive director will promptly acknowledge by electronic writing the committee's dissolution. The acknowledgement of dissolution will be posted on the commission's website when sent to the committee.

(7) If the committee has not met the requirements for dissolution, the executive director will promptly notify the committee by electronic writing that it is not eligible to dissolve, and explain the reasons for its ineligibility. The committee may initiate the process again once it has come into compliance with the requirements.