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HOUSE BILL 1827

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State of Washington

52nd Legislature

1991 Regular Session

By Representative Haugen.

Read first time February 11, 1991. Referred to Committee on Local Government.

1 AN ACT Relating to local government bond and tax levy elections;  
2 amending RCW 42.17.390; and adding a new section to chapter 4.16 RCW.

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

4 **Sec. 1.** RCW 42.17.390 and 1973 c 1 s 39 are each amended to read  
5 as follows:

6 (1) One or more of the following civil remedies and sanctions may  
7 be imposed by court order in addition to any other remedies provided by  
8 law:

9 (a) If the court finds that the violation of any provision of this  
10 chapter by any candidate or political committee probably affected the  
11 outcome of any election, the result of said election may be held void  
12 and a special election held within sixty days of such finding. Any  
13 action to void an election shall be commenced within one year of the  
14 date of the election in question except that any action to void an  
15 election authorizing the issuance of bonds or the levy of taxes shall

1 be commenced within thirty days after the date the certificate of the  
2 results of the election in question is executed pursuant to RCW  
3 29.62.040. It is intended that this remedy be imposed freely in all  
4 appropriate cases to protect the right of the electorate to an informed  
5 and knowledgeable vote.

6 (b) If any lobbyist or sponsor of any grass roots lobbying campaign  
7 violates any of the provisions of this chapter, his registration may be  
8 revoked or suspended and he may be enjoined from receiving compensation  
9 or making expenditures for lobbying: PROVIDED, HOWEVER, That  
10 imposition of such sanction shall not excuse said lobbyist from filing  
11 statements and reports required by this chapter.

12 (c) Any person who violates any of the provisions of this chapter  
13 may be subject to a civil penalty of not more than ten thousand dollars  
14 for each such violation.

15 (d) Any person who fails to file a properly completed statement or  
16 report within the time required by this chapter may be subject to a  
17 civil penalty of ten dollars per day for each day each such delinquency  
18 continues.

19 (e) Any person who fails to report a contribution or expenditure  
20 may be subject to a civil penalty equivalent to the amount he failed to  
21 report.

22 (f) The court may enjoin any person to prevent the doing of any act  
23 herein prohibited, or to compel the performance of any act required  
24 herein.

25 NEW SECTION. **Sec. 2.** A new section is added to chapter 4.16 RCW  
26 to read as follows:

27 No lawsuit whatsoever may be maintained against any municipal  
28 corporation or public official challenging or in any manner contesting  
29 or seeking to void the outcome of any election authorizing the issuance

1 of bonds or the levy of taxes unless that lawsuit is served and filed  
2 no later than thirty days after the date the certificate of the results  
3 of such election is executed pursuant to RCW 29.62.040.