
ENGROSSED SUBSTITUTE HOUSE BILL 2435

State of Washington

55th Legislature

1998 Regular Session

By House Committee on Government Administration (originally sponsored by Representatives Pennington, Appelwick, Constantine, Ogden, Cooper, Kessler, Gardner, Wolfe, Butler, Costa, Linville, D. Schmidt, Murray, Morris, Anderson and Gombosky; by request of Public Disclosure Commission)

Read first time 02/03/98. Referred to Committee on .

1 AN ACT Relating to reporting of independent campaign expenditures;
2 and adding a new section to chapter 42.17 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 42.17 RCW
5 to read as follows:

6 (1) A person who, within twenty-one days before an election, makes
7 independent expenditures totaling one thousand dollars or more to
8 support a candidate or oppose the candidate's opponent, or to support
9 or oppose a ballot proposition, shall file a special report of the
10 independent expenditures with the commission within twenty-four hours
11 or on the first working day after the political advertising paid for by
12 the independent expenditures is published or otherwise presented to the
13 public. The report must also be filed at the same time with the county
14 elections officer of the county of residence for the candidate
15 supported or opposed by the independent expenditure, in the case of an
16 independent expenditure relating to a candidacy, or the county of
17 residence of the person making the expenditure, in the case of an
18 independent expenditure in support of or against a ballot proposition.
19 A copy of the report must also be mailed on the same day that the

1 report is filed to each candidate running for the office, in the case
2 of an independent expenditure relating to a candidacy, or the political
3 committee supporting and the political committee opposing the ballot
4 proposition, in the case of an independent expenditure in support of or
5 against a ballot proposition. The special report must be filed by
6 facsimile or other electronic means, by guaranteed overnight delivery,
7 or by personal delivery.

8 (2) If a person files a special report under this section he or she
9 shall also file a special report under this section for each subsequent
10 independent expenditure of any size supporting that candidate or
11 opposing the candidate's opponent, or supporting or opposing the ballot
12 proposition.

13 (3) The special report must include at least:

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

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

17 (c) The purpose of or a description of the expenditure;

18 (d) The date the expenditure was made and the date the political
19 advertising was first published or presented to the public;

20 (e) The amount of the expenditure;

21 (f) The name of the candidate supported or opposed by the
22 expenditure, the office sought, and whether the expenditure supports or
23 opposes the candidate; or the name of the ballot proposition supported
24 or opposed by the expenditure and whether the expenditure supports or
25 opposes the ballot proposition;

26 (g) A copy of the advertising if the expenditure is in the form of
27 written political advertising, or a written transcript of the
28 advertising if the expenditure is in the form of radio or television
29 political advertising;

30 (h) If the expenditure is undertaken by a political committee, the
31 names, business addresses, and employers of the principle officers and
32 treasurer of the political committee, if the principle officers and
33 treasurer are acting on behalf of their employers in making the
34 independent expenditure, the name and address of the five persons
35 making the largest contributions to the political committee, and a
36 general description of the nature of interests represented by the
37 political committee, and each of the five persons, if nonindividuals,
38 making the largest contributions to the political committee; and

39 (i) Any other information the commission may require by rule.

1 (4) All persons reporting under RCW 42.17.080, 42.17.090, and
2 42.17.100 are subject to the requirements of this section.

3 (5) A person making independent expenditures supporting a candidate
4 or opposing the candidate's opponent and reporting under RCW 42.17.080,
5 42.17.090, 42.17.100, or this section shall file with each required
6 report an affidavit or declaration of the person responsible for making
7 the independent expenditure that the expenditure was not made in
8 cooperation, consultation, or concert with, or at the request or
9 suggestion of the candidate or the candidate's agent, or with the
10 encouragement or approval of the candidate or the candidate's agent.

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