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SENATE BILL 5188

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State of Washington

57th Legislature

2001 Regular Session

By Senator McCaslin

Read first time 01/15/2001. Referred to Committee on State & Local Government.

1 AN ACT Relating to surplus political funds; and amending RCW  
2 42.17.095.

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

4 **Sec. 1.** RCW 42.17.095 and 1995 c 397 s 31 are each amended to read  
5 as follows:

6 The surplus funds of a candidate, or of a political committee  
7 supporting or opposing a candidate, may only be disposed of in any  
8 one or more of the following ways:

9 (1) Return the surplus to a contributor in an amount not to  
10 exceed that contributor's original contribution;

11 (2) Transfer the surplus to the candidate's personal account as  
12 reimbursement for lost earnings incurred as a result of that  
13 candidate's election campaign. Such lost earnings shall be  
14 verifiable as unpaid salary or, when the candidate is not  
15 salaried, as an amount not to exceed income received by the  
16 candidate for services rendered during an appropriate,  
17 corresponding time period. All lost earnings incurred shall be  
18 documented and a record thereof shall be maintained by the

1 candidate or the candidate's political committee. The committee  
2 shall include a copy of such record when its expenditure for such  
3 reimbursement is reported pursuant to RCW 42.17.090;

4 (3) Transfer the surplus without limit to a political party or  
5 to a caucus political committee;

6 (4) Donate the surplus to a public school, school district, or  
7 educational service district, or to a charitable organization  
8 registered in accordance with chapter 19.09 RCW;

9 (5) Transmit the surplus to the state treasurer for deposit in  
10 the general fund; ~~((or))~~

11 (6) Hold the surplus in the campaign depository or depositories  
12 designated in accordance with RCW 42.17.050 for possible use in a  
13 future election campaign for the same office last sought by the  
14 candidate and report any such disposition in accordance with RCW  
15 42.17.090: PROVIDED, That if the candidate subsequently announces  
16 or publicly files for office, information as appropriate is  
17 reported to the commission in accordance with RCW 42.17.040  
18 through 42.17.090. If a subsequent office is not sought the surplus  
19 held shall be disposed of in accordance with the requirements of  
20 this section~~((or))~~; or

21 (7) Hold the surplus campaign funds in a separate account for  
22 nonreimbursed public office-related expenses or as provided in  
23 this section, and report any such disposition in accordance with  
24 RCW 42.17.090. The separate account required under this subsection  
25 shall not be used for deposits of campaign funds that are not  
26 surplus.

27 ~~((+8))~~ No candidate or authorized committee may transfer funds  
28 to any other candidate or other political committee.

29 The disposal of surplus funds under this section shall not be  
30 considered a contribution for purposes of this chapter.

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