

1 **ESB 6713 - H AMD Failed 3-8-02 0389**

2 By Representative McMorris

3 Strike everything after the enacting clause and insert the
4 following:

5 "Sec. 1. RCW 42.17.680 and 1993 c 2 s 8 are each amended to read
6 as follows:

7 (1) No employer or labor organization may increase the salary of
8 an officer or employee, or give an emolument to an officer, employee,
9 or other person or entity, with the intention that the increase in
10 salary, or the emolument, or a part of it, be contributed or spent to
11 support or oppose a candidate, state official against whom recall
12 charges have been filed, political party, or political committee.

13 (2) No employer or labor organization may discriminate against an
14 officer or employee in the terms or conditions of employment for (a)
15 the failure to contribute to, (b) the failure in any way to support or
16 oppose, or (c) in any way supporting or opposing a candidate, ballot
17 proposition, political party, or political committee.

18 (3) No employer or other person or entity responsible for the
19 disbursement of funds in payment of wages or salaries may withhold or
20 divert a portion of an employee's wages or salaries for contributions
21 to political committees or for use as political contributions except
22 upon the written request of the employee. If an employee has not
23 provided a written request to the employer or disbursing entity, a
24 person or entity who receives a withheld or diverted portion of the
25 employee's salaries or wages from the employer or other disbursing
26 entity shall not use those funds for contributions to political
27 committees or for use as political contributions unless the employee
28 has been given written notification of that possible use by the
29 recipient and has provided written authorization for that use to the
30 recipient. The request to the employer and authorization to the
31 recipient must be made on a form prescribed by the commission informing
32 the employee of the prohibition against employer and labor organization
33 discrimination described in subsection (2) of this section. The
34 request ((is)) and authorization are valid for no more than twelve
35 months from the date ((it is)) they are made by the employee.

1 (4) Each person or entity who withholds or receives contributions
2 under subsection (3) of this section shall maintain open for public
3 inspection for a period of no less than three years, during normal
4 business hours, documents and books of accounts that shall include a
5 copy of each employee's request, notification, and authorization, the
6 amounts and dates funds were actually withheld, and the amounts and
7 dates funds were transferred to a political committee or used as a
8 contribution. Copies of such information shall be delivered to the
9 commission upon request."

10 Correct the title.

EFFECT: Strikes the original bill; provides that no money withheld from an employee's salary or wages may be used for a political contribution without a prior written request from the employee, or written authorization from the employee following the employee's notification of that possible use. The authorization is valid for 12 months, and the recipient of the withheld funds must maintain copies of the written notification and authorization for three years. Removes the July 1, 2002 effective date.