

ESSB 5284 - H COMM AMD

By Committee on State Government & Tribal Relations

ADOPTED AS AMENDED 04/07/2023

1 Strike everything after the enacting clause and insert the
2 following:

3 **"Sec. 1.** RCW 42.17A.205 and 2019 c 428 s 14 are each amended to
4 read as follows:

5 (1) Every political committee shall file a statement of
6 organization with the commission. The statement must be filed within
7 two weeks after organization or within two weeks after the date the
8 committee first has the expectation of receiving contributions or
9 making expenditures in any election campaign, whichever is earlier. A
10 political committee organized within (~~the last three weeks~~) the
11 period beginning the first day of the last full month before an
12 election and having the expectation of receiving contributions or
13 making expenditures during and for that election campaign shall file
14 a statement of organization within three business days after its
15 organization or when it first has the expectation of receiving
16 contributions or making expenditures in the election campaign.

17 (2) The statement of organization shall include but not be
18 limited to:

19 (a) The name, address, and electronic contact information of the
20 committee;

21 (b) The names, addresses, and electronic contact information of
22 all related or affiliated committees or other persons, and the nature
23 of the relationship or affiliation;

24 (c) The names, addresses, and titles of its officers; or if it
25 has no officers, the names, addresses, and titles of its responsible
26 leaders;

27 (d) The name, address, and electronic contact information of its
28 treasurer and depository;

29 (e) A statement whether the committee is a continuing one;

30 (f) The name, office sought, and party affiliation of each
31 candidate whom the committee is supporting or opposing, and, if the

1 committee is supporting the entire ticket of any party, the name of
2 the party;

3 (g) The ballot proposition concerned, if any, and whether the
4 committee is in favor of or opposed to such proposition;

5 (h) What distribution of surplus funds will be made, in
6 accordance with RCW 42.17A.430, in the event of dissolution;

7 (i) Such other information as the commission may by rule
8 prescribe, in keeping with the policies and purposes of this chapter;

9 (j) The name, address, and title of any person who authorizes
10 expenditures or makes decisions on behalf of the candidate or
11 committee; and

12 (k) The name, address, and title of any person who is paid by or
13 is a volunteer for a candidate or political committee to perform
14 ministerial functions and who performs ministerial functions on
15 behalf of two or more candidates or committees.

16 (3) No two political committees may have the same name.

17 (4) Any material change in information previously submitted in a
18 statement of organization shall be reported to the commission within
19 the ten days following the change.

20 (5) As used in this section, the "name" of a sponsored committee
21 must include the name of the person who is the sponsor of the
22 committee. If more than one person meets the definition of sponsor,
23 the name of the committee must include the name of at least one
24 sponsor, but may include the names of other sponsors. A person may
25 sponsor only one political committee for the same elected office or
26 same ballot proposition per election cycle.

27 **Sec. 2.** RCW 42.17A.207 and 2019 c 428 s 15 are each amended to
28 read as follows:

29 (1)(a) An incidental committee must file a statement of
30 organization with the commission within two weeks after the date the
31 committee first:

32 (i) Has the expectation of making any expenditures aggregating at
33 least (~~(twenty-five thousand dollars)~~) \$25,000 in a calendar year in
34 any election campaign, or to a political committee; and

35 (ii) Is required to disclose a payment received under RCW
36 42.17A.240(2)(d).

37 (b) If an incidental committee first meets the criteria requiring
38 filing a statement of organization as specified in (a) of this
39 subsection (~~(in the last three weeks)~~) within the period beginning

1 the first day of the last full month before an election, then it must
2 file the statement of organization within three business days.

3 (2) The statement of organization must include but is not limited
4 to:

5 (a) The name, address, and electronic contact information of the
6 committee;

7 (b) The names and addresses of all related or affiliated
8 political or incidental committees or other persons, and the nature
9 of the relationship or affiliation;

10 (c) The names, addresses, and titles of its officers; or if it
11 has no officers, the names, addresses, and titles of its responsible
12 leaders and the name of the person designated as the treasurer of the
13 incidental committee;

14 (d) The name, office sought, and party affiliation of each
15 candidate whom the committee is supporting or opposing if the
16 committee contributes directly to a candidate and, if donating to a
17 political committee, the name and address of that political
18 committee;

19 (e) The ballot proposition concerned, if any, and whether the
20 committee is in favor of or opposed to such proposition; and

21 (f) Such other information as the commission may by rule
22 prescribe, in keeping with the policies and purposes of this chapter.

23 (3) Any material change in information previously submitted in a
24 statement of organization must be reported to the commission within
25 the ten days following the change.

26 **Sec. 3.** RCW 42.17A.235 and 2019 c 428 s 20 are each amended to
27 read as follows:

28 (1)(a) In addition to the information required under RCW
29 42.17A.205 and 42.17A.210, each candidate or political committee must
30 file with the commission a report of all contributions received and
31 expenditures made as a political committee on the next reporting date
32 pursuant to the timeline established in this section.

33 (b) In addition to the information required under RCW 42.17A.207
34 and 42.17A.210, on the day an incidental committee files a statement
35 of organization with the commission, each incidental committee must
36 file with the commission a report of any election campaign
37 expenditures under RCW 42.17A.240(~~(+6))~~ (7), as well as the source
38 of the (~~(ten))~~ 10 largest cumulative payments of (~~(ten—thousand~~
39 ~~dollars))~~ \$10,000 or greater it received in the current calendar year

1 from a single person, including any persons tied as the (~~tenth~~)
2 10th largest source of payments it received, if any.

3 (2) Each treasurer of a candidate or political committee, or an
4 incidental committee, required to file a statement of organization
5 under this chapter, shall file with the commission a report, for each
6 election in which a candidate, political committee, or incidental
7 committee is participating, containing the information required by
8 RCW 42.17A.240 at the following intervals:

9 (a) On the (~~twenty-first day and the seventh~~) 34th day, the
10 20th day, and the sixth day immediately preceding the date (~~on~~
11 ~~which~~) of the general election (is held); (and)

12 (b) On the 20th day and the sixth day immediately preceding the
13 date of the primary or special election; and

14 (c) On the (~~tenth~~) 10th day of the first full month after the
15 election.

16 (3)(a) Each treasurer of a candidate or political committee shall
17 file with the commission a report on the (~~tenth~~) 10th day of each
18 month during which the candidate or political committee is not
19 (~~participating in an election campaign~~) otherwise required to
20 report under subsection (2) of this section, only if the committee
21 has received a contribution or made an expenditure in the preceding
22 calendar month and either the total contributions received or total
23 expenditures made since the last such report exceed (~~two hundred~~
24 ~~dollars~~) \$200.

25 (b) Each incidental committee shall file with the commission a
26 report on the (~~tenth~~) 10th day of each month during which the
27 incidental committee is not otherwise required to report under this
28 section only if the committee has:

29 (i) Received a payment that would change the information required
30 under RCW 42.17A.240(2)(d) as included in its last report; or

31 (ii) Made any election campaign expenditure reportable under RCW
32 42.17A.240(~~(6)~~) (7) since its last report, and the total election
33 campaign expenditures made since the last report exceed (~~two hundred~~
34 ~~dollars~~) \$200.

35 (4) The (~~report~~) reports filed (~~twenty-one~~) 34 days, 20 days,
36 and six days before the general election and 20 days and six days
37 before the primary or special election shall report all contributions
38 received and expenditures made (~~as of~~) from the closing date of the
39 last report filed through the end of (~~one business day~~) two
40 calendar days before the date of (~~the report~~) each filing. (~~The~~

1 ~~report filed seven days before the election shall report all~~
2 ~~contributions received and expenditures made as of the end of one~~
3 ~~business day before the date of the report.))~~ Reports filed on the
4 ((~~tenth~~)) 10th day of the month shall report all contributions
5 received and expenditures made from the closing date of the last
6 report filed through the last day of the month preceding the date of
7 the current report.

8 (5) For the period beginning the first day of the fourth month
9 preceding the date of the special election, or for the period
10 beginning the first day of the fifth month before the date of the
11 general election, and ending on the date of that special or general
12 election, each Monday the treasurer for a candidate or a political
13 committee shall file with the commission a report of each bank
14 deposit made during the previous seven calendar days. The report
15 shall contain the name of each person contributing the funds and the
16 amount contributed by each person. However, persons who contribute no
17 more than ((~~twenty-five dollars~~)) \$25 in the aggregate are not
18 required to be identified in the report. A copy of the report shall
19 be retained by the treasurer for the treasurer's records. In the
20 event of deposits made by candidates, political committee members, or
21 paid staff other than the treasurer, the copy shall be immediately
22 provided to the treasurer for the treasurer's records. Each report
23 shall be certified as correct by the treasurer.

24 (6)(a) The treasurer for a candidate or a political committee
25 shall maintain books of account accurately reflecting all
26 contributions and expenditures on a current basis within five
27 business days of receipt or expenditure. During the ((~~ten~~)) 10
28 calendar days immediately preceding the date of the election the
29 books of account shall be kept current within one business day. As
30 specified in the political committee's statement of organization
31 filed under RCW 42.17A.205, the books of account must be open for
32 public inspection by appointment at a place agreed upon by both the
33 treasurer and the requestor, for inspections between 9:00 a.m. and
34 5:00 p.m. on any day from the ((~~tenth~~)) 10th calendar day immediately
35 before the election through the day immediately before the election,
36 other than Saturday, Sunday, or a legal holiday. It is a violation of
37 this chapter for a candidate or political committee to refuse to
38 allow and keep an appointment for an inspection to be conducted
39 during these authorized times and days. The appointment must be
40 allowed at an authorized time and day for such inspections that is

1 within (~~forty-eight~~) 48 hours of the time and day that is requested
2 for the inspection. The treasurer may provide digital access or
3 copies of the books of account in lieu of scheduling an appointment
4 at a designated place for inspection. If the treasurer and requestor
5 are unable to agree on a location and the treasurer has not provided
6 digital access to the books of account, the default location for an
7 appointment shall be a place of public accommodation selected by the
8 treasurer within a reasonable distance from the treasurer's office.

9 (b) At the time of making the appointment, a person wishing to
10 inspect the books of account must provide the treasurer the name and
11 telephone number of the person wishing to inspect the books of
12 account. The person inspecting the books of account must show photo
13 identification before the inspection begins.

14 (c) A treasurer may refuse to show the books of account to any
15 person who does not make an appointment or provide the required
16 identification. The commission may issue limited rules to modify the
17 requirements set forth in this section in consideration of other
18 technology and best practices.

19 (7) Copies of all reports filed pursuant to this section shall be
20 readily available for public inspection by appointment, pursuant to
21 subsection (6) of this section.

22 (8) The treasurer or candidate shall preserve books of account,
23 bills, receipts, and all other financial records of the campaign or
24 political committee for not less than five calendar years following
25 the year during which the transaction occurred or for any longer
26 period as otherwise required by law.

27 (9) All reports filed pursuant to subsection (1) or (2) of this
28 section shall be certified as correct by the candidate and the
29 treasurer.

30 (10) Where there is not a pending complaint concerning a report,
31 it is not evidence of a violation of this section to submit an
32 amended report within (~~twenty-one~~) 21 days of filing an initial
33 report if:

34 (a) The report is accurately amended;

35 (b) The amended report is filed more than (~~thirty~~) 30 days
36 before an election;

37 (c) The total aggregate dollar amount of the adjustment for the
38 amended report is within three times the contribution limit per
39 election or (~~two hundred dollars~~) \$200, whichever is greater; and

1 (d) The committee reported all information that was available to
2 it at the time of filing, or made a good faith effort to do so, or if
3 a refund of a contribution or expenditure is being reported.

4 (11)(a) When there is no outstanding debt or obligation, the
5 campaign fund is closed, the campaign is concluded in all respects,
6 and the political committee has ceased to function and intends to
7 dissolve, the treasurer shall file a final report. Upon submitting a
8 final report, the political committee so intending to dissolve must
9 file notice of intent to dissolve with the commission and the
10 commission must post the notice on its website.

11 (b) Any political committee may dissolve (~~sixty~~) 60 days after
12 it files its notice to dissolve, only if:

13 (i) The political committee does not make any expenditures other
14 than those related to the dissolution process or engage in any
15 political activity or any other activities that generate additional
16 reporting requirements under this chapter after filing such notice;

17 (ii) No complaint or court action under this chapter is pending
18 against the political committee; and

19 (iii) All penalties assessed by the commission or court order
20 have been paid by the political committee.

21 (c) The political committee must continue to report regularly as
22 required under this chapter until all the conditions under (b) of
23 this subsection are resolved.

24 (d) Upon dissolution, the commission must issue an acknowledgment
25 of dissolution, the duties of the treasurer shall cease, and there
26 shall be no further obligations under this chapter. Dissolution does
27 not absolve the candidate or board of the committee from
28 responsibility for any future obligations resulting from the finding
29 after dissolution of a violation committed prior to dissolution.

30 (12) The commission must adopt rules for the dissolution of
31 incidental committees.

32 **Sec. 4.** RCW 42.17A.255 and 2020 c 152 s 5 are each amended to
33 read as follows:

34 (1) For the purposes of this section the term "independent
35 expenditure" means any expenditure that is made in support of or in
36 opposition to any candidate or ballot proposition and is not
37 otherwise required to be reported pursuant to RCW 42.17A.225,
38 42.17A.235, and 42.17A.240. "Independent expenditure" does not
39 include: An internal political communication primarily limited to the

1 contributors to a political party organization or political action
2 committee, or the officers, management staff, and stockholders of a
3 corporation or similar enterprise, or the members of a labor
4 organization or other membership organization; or the rendering of
5 personal services of the sort commonly performed by volunteer
6 campaign workers, or incidental expenses personally incurred by
7 volunteer campaign workers not in excess of fifty dollars personally
8 paid for by the worker. "Volunteer services," for the purposes of
9 this section, means services or labor for which the individual is not
10 compensated by any person.

11 (2) Within five days after the date of making an independent
12 expenditure that by itself or when added to all other such
13 independent expenditures made during the same election campaign by
14 the same person equals (~~one hundred dollars~~) \$100 or more, or
15 within five days after the date of making an independent expenditure
16 for which no reasonable estimate of monetary value is practicable,
17 whichever occurs first, the person who made the independent
18 expenditure shall file with the commission an initial report of all
19 independent expenditures made during the campaign prior to and
20 including such date.

21 (3) (a) At the following intervals each person who is required to
22 file an initial report pursuant to subsection (2) of this section
23 shall file with the commission a further report of the independent
24 expenditures made since the date of the last report:

25 (~~(a)~~) (i) On the (~~twenty-first day and the seventh~~) 34th day,
26 the 20th day, and the sixth day preceding the date (~~on which~~) of
27 the general election (is held); (and

28 ~~(b)~~) (ii) On the 20th day and the sixth day immediately
29 preceding the date of the primary or special election;

30 (iii) On the (~~tenth~~) 10th day of the first month after the
31 election; and

32 (~~(c)~~) (iv) On the (~~tenth~~) 10th day of each month in which no
33 other reports are required to be filed pursuant to this section.

34 (~~However, the~~)

35 (b) (i) The further reports required by this subsection (3) shall
36 only be filed if the reporting person has made an independent
37 expenditure since the date of the last previous report filed.

38 (~~The report filed pursuant to (a) of this subsection (3)~~) (ii)
39 If no further reports are required to be filed, the last report
40 required to be filed shall be the final report, and upon submitting

1 such final report the duties of the reporting person shall cease, and
2 there shall be no obligation to make any further reports.

3 (4) All reports filed pursuant to this section shall be certified
4 as correct by the reporting person.

5 (5) Each report required by subsections (2) and (3) of this
6 section shall disclose for the period beginning at the end of the
7 period for the last previous report filed or, in the case of an
8 initial report, beginning at the time of the first independent
9 expenditure, and ending not more than (~~one~~) two business days
10 before the date the report is due:

11 (a) The name, address, and electronic contact information of the
12 person filing the report;

13 (b) The name and address of each person to whom an independent
14 expenditure was made in the aggregate amount of more than (~~fifty~~
15 ~~dollars~~) \$50, and the amount, date, and purpose of each such
16 expenditure. If no reasonable estimate of the monetary value of a
17 particular independent expenditure is practicable, it is sufficient
18 to report instead a precise description of services, property, or
19 rights furnished through the expenditure and where appropriate to
20 attach a copy of the item produced or distributed by the expenditure;

21 (c) The total sum of all independent expenditures made during the
22 campaign to date;

23 (d) A statement from the person making an independent expenditure
24 that:

25 (i) The expenditure is not financed in any part by a foreign
26 national; and

27 (ii) Foreign nationals are not involved in making decisions
28 regarding the expenditure in any way; and

29 (e) Such other information as shall be required by the commission
30 by rule in conformance with the policies and purposes of this
31 chapter.

32 **Sec. 5.** RCW 42.17A.260 and 2020 c 152 s 6 are each amended to
33 read as follows:

34 (1) The sponsor of political advertising shall file a special
35 report to the commission within (~~twenty-four~~) 24 hours of, or on
36 the first working day after, the date the political advertising is
37 first published, mailed, or otherwise presented to the public, if the
38 political advertising:

1 (a) Is published, mailed, or otherwise presented to the public
2 within (~~twenty-one~~) 21 days of an election; and

3 (b) Either:

4 (i) Qualifies as an independent expenditure with a fair market
5 value or actual cost of (~~one thousand dollars~~) \$1,000 or more, for
6 political advertising supporting or opposing a candidate; or

7 (ii) Has a fair market value or actual cost of (~~one thousand~~
8 ~~dollars~~) \$1,000 or more, for political advertising supporting or
9 opposing a ballot proposition, and is not otherwise required to be
10 reported pursuant to RCW 42.17A.225, 42.17A.235, or 42.17A.240,
11 supporting or opposing the same ballot proposition.

12 (2) If a sponsor is required to file a special report under this
13 section, the sponsor shall also deliver to the commission within the
14 delivery period established in subsection (1) of this section a
15 special report for (~~each~~):

16 (a) Each subsequent independent expenditure of any size
17 supporting or opposing the same candidate who was the subject of the
18 previous independent expenditure, supporting or opposing that
19 candidate's opponent (~~, or, in the case of a~~); or

20 (b) Each subsequent expenditure of any size made in support of or
21 in opposition to (a) the same ballot proposition that was the
22 subject of the previous expenditure, and is not otherwise required to
23 be reported pursuant to RCW 42.17A.225, 42.17A.235, or 42.17A.240 (~~, or~~
24 ~~supporting or opposing the same ballot proposition that was the~~
25 ~~subject of the previous expenditure~~)).

26 (3) The special report must include:

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

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

30 (c) A detailed description of the expenditure;

31 (d) The date the expenditure was made and the date the political
32 advertising was first published or otherwise presented to the public;

33 (e) The amount of the expenditure;

34 (f) The name of the candidate supported or opposed by the
35 expenditure, the office being sought by the candidate, and whether
36 the expenditure supports or opposes the candidate; or the name of the
37 ballot proposition supported or opposed by the expenditure and
38 whether the expenditure supports or opposes the ballot proposition;

39 (g) A statement from the sponsor that:

1 (i) The political advertising is not financed in any part by a
2 foreign national; and

3 (ii) Foreign nationals are not involved in making decisions
4 regarding the political advertising in any way; and

5 (h) Any other information the commission may require by rule.

6 (4) All persons required to report under RCW 42.17A.225,
7 42.17A.235, 42.17A.240, 42.17A.255, and 42.17A.305 are subject to the
8 requirements of this section, except as otherwise provided in this
9 section. The commission may determine that reports filed pursuant to
10 this section also satisfy the requirements of RCW 42.17A.255.

11 (5) The sponsor of independent expenditures supporting a
12 candidate or opposing that candidate's opponent required to report
13 under this section shall file with each required report an affidavit
14 or declaration of the person responsible for making the independent
15 expenditure that the expenditure was not made in cooperation,
16 consultation, or concert with, or at the request or suggestion of,
17 the candidate, the candidate's authorized committee, or the
18 candidate's agent, or with the encouragement or approval of the
19 candidate, the candidate's authorized committee, or the candidate's
20 agent.

21 **Sec. 6.** RCW 42.17A.265 and 2020 c 152 s 7 are each amended to
22 read as follows:

23 (1) Treasurers shall prepare and deliver to the commission a
24 special report when a contribution or aggregate of contributions
25 totals (~~(one thousand dollars or more)~~) more than the contribution
26 limit to a candidate for state officer other than legislative office,
27 as provided in RCW 42.17A.405(2), is from a single person or entity,
28 and is received during (~~(a special reporting period)~~) the period from
29 the beginning of the last full month preceding an election in which
30 the treasurer's committee is participating, and concluding the day
31 before that election.

32 (2) A political committee shall prepare and deliver to the
33 commission a special report when it makes a contribution or an
34 aggregate of contributions to a single entity that totals (~~(one~~
35 ~~thousand dollars or more during a special reporting period)~~) more
36 than the contribution limit to a candidate for state office other
37 than legislative office, as provided in RCW 42.17A.405(2), during the
38 same special reporting period as set forth in subsection (1) of this
39 section.

1 (3) An aggregate of contributions includes only those
2 contributions made to or received from a single entity during any one
3 special reporting period. ~~((Any))~~ After a special report is filed as
4 provided under subsection (1) or (2) of this section, an additional
5 special report must be filed for any subsequent contribution of any
6 size made to or received from the same person or entity during the
7 special reporting period ~~((must also be reported))~~.

8 (4) ~~((Special reporting periods, for purposes of this section,~~
9 ~~include:~~

10 ~~(a) The period beginning on the day after the last report~~
11 ~~required by RCW 42.17A.235 and 42.17A.240 to be filed before a~~
12 ~~primary and concluding on the end of the day before that primary;~~

13 ~~(b) The period twenty-one days preceding a general election; and~~

14 ~~(c) An aggregate of contributions includes only those~~
15 ~~contributions received from a single entity during any one special~~
16 ~~reporting period or made by the contributing political committee to a~~
17 ~~single entity during any one special reporting period.~~

18 ~~(5) If a campaign treasurer files a special report under this~~
19 ~~section for one or more contributions received from a single entity~~
20 ~~during a special reporting period, the treasurer shall also file a~~
21 ~~special report under this section for each subsequent contribution of~~
22 ~~any size which is received from that entity during the special~~
23 ~~reporting period. If a political committee files a special report~~
24 ~~under this section for a contribution or contributions made to a~~
25 ~~single entity during a special reporting period, the political~~
26 ~~committee shall also file a special report for each subsequent~~
27 ~~contribution of any size which is made to that entity during the~~
28 ~~special reporting period.~~

29 ~~(6))~~ Special reports required by this section shall be delivered
30 electronically, or in written form if an electronic alternative is
31 not available.

32 (a) The special report required of a contribution recipient under
33 subsection (1) of this section shall be delivered to the commission
34 within ~~((forty-eight))~~ 48 hours of the time, or on the first
35 ~~((working))~~ business day after:

36 (i) The qualifying contribution ~~((of one thousand dollars or~~
37 ~~more))~~ is received by the candidate or treasurer; ~~((the))~~

38 (ii) The aggregate received by the candidate or treasurer first
39 equals ~~((one thousand dollars or more))~~ the qualifying amount; or
40 ~~((any))~~

1 (iii) Any subsequent contribution from the same source is
2 received by the candidate or treasurer.

3 (b) The special report required of a contributor under subsection
4 (2) of this section or RCW 42.17A.625 shall be delivered to the
5 commission, and the candidate or political committee to whom the
6 contribution or contributions are made, within ~~((twenty-four))~~ 24
7 hours of the time, or on the first ~~((working))~~ business day after:

8 (i) The qualifying contribution is made; ~~((the))~~

9 (ii) The aggregate of contributions made first equals ~~((one~~
10 ~~thousand dollars or more))~~ the qualifying amount; or ~~((any))~~

11 (iii) Any subsequent contribution to the same person or entity is
12 made.

13 ~~((7))~~ (5) The special report shall include:

14 (a) The amount of the contribution or contributions;

15 (b) The date or dates of receipt;

16 (c) The name and address of the donor;

17 (d) The name and address of the recipient;

18 (e) A statement that the candidate or political committee has
19 received a certification from any partnership, association,
20 corporation, organization, or other combination of persons making a
21 contribution reportable under this section that:

22 (i) The contribution is not financed in any part by a foreign
23 national; and

24 (ii) Foreign nationals are not involved in making decisions
25 regarding the contribution in any way; and

26 (f) Any other information the commission may by rule require.

27 ~~((8))~~ (6) Contributions reported under this section shall also
28 be reported as required by other provisions of this chapter.

29 ~~((9))~~ (7) The commission shall prepare daily a summary of the
30 special reports made under this section and RCW 42.17A.625.

31 ~~((10))~~ (8) Contributions governed by this section include, but
32 are not limited to, contributions made or received indirectly through
33 a third party or entity whether the contributions are or are not
34 reported to the commission as earmarked contributions under RCW
35 42.17A.270.

36 **Sec. 7.** RCW 42.17A.345 and 2019 c 428 s 26 are each amended to
37 read as follows:

38 (1) Each commercial advertiser who has accepted or provided
39 political advertising or electioneering communications during the

1 election campaign shall maintain current books of account and related
2 materials as provided by rule that shall be open for public
3 inspection during normal business hours during the campaign and for a
4 period of no less than five years after the date of the applicable
5 election. The documents and books of account shall specify:

6 (a) The names and addresses of persons from whom it accepted
7 political advertising or electioneering communications;

8 (b) The exact nature and extent of the services rendered; and

9 (c) The total cost and the manner of payment for the services.

10 (2) At the request of the commission, each commercial advertiser
11 required to comply with subsection (1) of this section shall provide
12 to the commission copies of the information that must be maintained
13 and be open for public inspection pursuant to subsection (1) of this
14 section.

15 (3) Any person who purchases political advertising or
16 electioneering communications from a commercial advertiser must
17 disclose upon request from the commercial advertiser:

18 (a) That the purchase includes political advertising or
19 electioneering communications;

20 (b) The name of the sponsor, if different than the person making
21 the purchase; and

22 (c) Any other information the commercial advertiser is required
23 to maintain, as provided by this section or rule.

24 (4) Any failure to provide the required information in subsection
25 (3) of this section upon request is a violation under this chapter,
26 but such failure shall not relieve a commercial advertiser of any of
27 the requirements under this section."

28 Correct the title.

EFFECT: Removes provisions that prohibit foreign-influenced corporations from making contributions and expenditures in state elections, and removes associated certification requirements. Reinstates provisions that prohibit foreign nationals from making contributions and expenditures in state elections, and reinstates associated certification requirements.

--- END ---