

4 On page 1, after line 4, strike all materials through and including  
5 "process." on page 2, line 4 and insert the following:

6 "NEW SECTION. **Sec. 1.** A new section is added to chapter 43.08 RCW  
7 to read as follows:

8 (1) Except as provided in subsection (3) of this section, the state  
9 treasurer may not enter into an agreement or contract for the services  
10 of an underwriter or service provider that has made a contribution  
11 reportable under chapter 42.17 RCW to a candidate for the office of  
12 state treasurer during the two-year period immediately preceding the  
13 effective date of such agreement or contract.

14 (2) Except as provided in subsection (3) of this section, the state  
15 treasurer may not enter into an agreement or contract for the services  
16 of an underwriter or service provider that will not, as a condition of  
17 entry to the agreement or contract, certify (a) that it has not made a  
18 contribution reportable under chapter 42.17 RCW to a candidate for the  
19 office of state treasurer during the two-year period immediately  
20 preceding the effective date of such agreement or contract, and (b)  
21 that it will not make a contribution reportable under chapter 42.17 RCW  
22 to a candidate for the office of state treasurer during the two-year  
23 period beginning on the date of entry into the agreement or contract  
24 and ending one year after the date the agreement or contract has been  
25 revoked or otherwise become inoperative.

26 (3) This section does not apply to agreements or contracts entered  
27 into through competitive solicitation or with respect to any reportable  
28 contribution made before January 1, 1995.

29 (4) As used in this section:

30 (a) "Competitive solicitation" means a documented formal process  
31 providing an equal and open opportunity to qualified parties and  
32 culminating in a selection based on criteria that may include such  
33 factors as the service provider or underwriter's fees or costs,  
34 ability, capacity, experience, reputation, responsiveness to time  
35 limitations, responsiveness to solicitation requirements, quality of

1 previous performance, and compliance with statutes and rules relating  
2 to contracts or services.

3 (b) "Service provider" means an individual or firm that provides  
4 legal or financial advisory assistance to the state or to another  
5 service provider or underwriter, for compensation. The term includes  
6 agents, officers, principals, and professional employees of the service  
7 provider, but only from the date the individual or firm becomes  
8 employed or is retained by a service provider as an agent, officer,  
9 principal, or professional employee.

10 (c) "Underwriter" means an individual or firm that initially  
11 purchases an issue of bonds from the state by a negotiated sale. The  
12 term includes agents, officers, principals, and professional employees  
13 of the underwriter, but only from the date the individual or firm  
14 becomes employed or is retained by the underwriter as an agent,  
15 officer, principal, or professional employee.

16 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.33 RCW  
17 to read as follows:

18 (1) Except as provided in subsection (3) of this section, the state  
19 finance committee may not enter into an agreement or contract for the  
20 services of an underwriter or service provider that has made a  
21 contribution reportable under chapter 42.17 RCW to a candidate for the  
22 office of state treasurer during the two-year period immediately  
23 preceding the effective date of such agreement or contract.

24 (2) Except as provided in subsection (3) of this section, the state  
25 finance committee may not enter into an agreement or contract for the  
26 services of an underwriter or service provider that will not, as a  
27 condition of entry to the agreement or contract, certify (a) that it  
28 has not made a contribution reportable under chapter 42.17 RCW to a  
29 candidate for the office of state treasurer during the two-year period  
30 immediately preceding the effective date of such agreement or contract,  
31 and (b) that it will not make a contribution reportable under chapter  
32 42.17 RCW to a candidate for the office of state treasurer during the  
33 period beginning on the date of entry into the agreement or contract  
34 and ending one year after the date the agreement or contract has been  
35 revoked or otherwise become inoperative.

36 (3) This section does not apply to agreements or contracts entered  
37 into through competitive solicitation or with respect to any reportable  
38 contribution made before January 1, 1995.

1 (4) As used in this section:

2 (a) "Competitive solicitation" means a documented formal process  
3 providing an equal and open opportunity to qualified parties and  
4 culminating in a selection based on criteria that may include such  
5 factors as the service provider or underwriter's fees or costs,  
6 ability, capacity, experience, reputation, responsiveness to time  
7 limitations, responsiveness to solicitation requirements, quality of  
8 previous performance, and compliance with statutes and rules relating  
9 to contracts or services.

10 (b) "Service provider" means an individual or firm that provides  
11 legal or financial advisory assistance to the state or to another  
12 service provider or underwriter, for compensation. The term includes  
13 agents, officers, principals, and professional employees of the service  
14 provider, but only from the date the individual or firm becomes  
15 employed or is retained by the service provider as an agent, officer,  
16 principal, or professional employee.

17 (c) "Underwriter" means an individual or firm that initially  
18 purchases an issue of bonds from the state by a negotiated sale. The  
19 term includes agents, officers, principals, and professional employees  
20 of the underwriter, but only from the date the individual or firm  
21 becomes employed or is retained by the underwriter as an agent,  
22 officer, principal, or professional employee.

23 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.33A RCW  
24 to read as follows:

25 (1) Except as provided in subsection (3) of this section, the state  
26 investment board may not enter into an agreement or contract for the  
27 services of a service provider that has made a contribution reportable  
28 under chapter 42.17 RCW to a candidate for the office of state  
29 treasurer during the two-year period immediately preceding the  
30 effective date of such agreement or contract.

31 (2) Except as provided in subsection (3) of this section, the state  
32 investment board may not enter into an agreement or contract for the  
33 services of a service provider that will not, as a condition of entry  
34 to the agreement or contract, certify (a) that it has not made a  
35 contribution reportable under chapter 42.17 RCW to a candidate for the  
36 office of state treasurer during the two-year period immediately  
37 preceding the effective date of such agreement or contract, and (b)  
38 that it will not make a contribution reportable under chapter 42.17 RCW

1 to a candidate for the office of state treasurer during the period  
2 beginning on the date of entry into the agreement or contract and  
3 ending one year after the date the agreement or contract has been  
4 revoked or otherwise become inoperative.

5 (3) The state investment board may not enter into any partnership  
6 agreement with any person who has made a contribution reportable under  
7 chapter 42.17 RCW to a candidate for the office of state treasurer  
8 during the two-year period immediately preceding the effective date of  
9 such agreement.

10 (4) The state investment board may not enter into a partnership  
11 agreement with any person that will not, as a condition of entry to the  
12 agreement, certify (a) that it has not made a contribution reportable  
13 under chapter 42.17 RCW to a candidate for the office of state  
14 treasurer during the two-year period immediately preceding the  
15 effective date of such agreement or contract, and (b) that it will not  
16 make a contribution reportable under chapter 42.17 RCW to a candidate  
17 for state office during the period beginning on the date of entry into  
18 the agreement and ending one year after the date the agreement or  
19 contract has been revoked or otherwise become inoperative.

20 (5) This section does not apply to agreements or contracts entered  
21 into through competitive solicitation or with respect to any reportable  
22 contribution made before January 1, 1995.

23 (6) As used in this section:

24 (a) "Competitive solicitation" means a documented formal process  
25 providing an equal and open opportunity to qualified parties and  
26 culminating in a selection based on criteria that may include such  
27 factors as the service provider or underwriter's fees or costs,  
28 ability, capacity, experience, reputation, responsiveness to time  
29 limitations, responsiveness to solicitation requirements, quality of  
30 previous performance, and compliance with statutes and rules relating  
31 to contracts or services.

32 (b) "Person" includes an individual, partnership, joint venture,  
33 public or private corporation, association, or other group of persons,  
34 however organized. The term includes agents, officers, principals, and  
35 professional employees of such person, but only from the date the  
36 individual or firm becomes employed or is retained by the person as an  
37 agent, officer, principal, or professional employee.

38 (c) "Service provider" means an individual or firm that provides  
39 legal or financial advisory assistance to the state or to another

1 service provider or underwriter, for compensation. The term includes  
2 agents, officers, principals, and professional employees of the service  
3 provider, but only from the date the individual or firm becomes  
4 employed or is retained by the service provider as an agent, officer,  
5 principal, or professional employee."

6 Renumber remaining sections accordingly.

7 **SSB 6414** - S AMD  
8 By Senator West

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10 On page 1, line 2 of the title, after "42.17.2401;" strike the  
11 remainder of the title and insert "adding new sections to chapter 43.08  
12 RCW; adding a new section to chapter 43.33 RCW; and adding a new  
13 section to chapter 43.33A RCW."

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