

CERTIFICATION OF ENROLLMENT

**SENATE BILL 5748**

63rd Legislature  
2013 Regular Session

Passed by the Senate April 23, 2013  
YEAS 47 NAYS 1

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**President of the Senate**

Passed by the House April 17, 2013  
YEAS 82 NAYS 15

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**Speaker of the House of Representatives**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Hunter G. Goodman, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5748** as passed by the Senate and the House of Representatives on the dates hereon set forth.

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**Secretary**

FILED

**Secretary of State  
State of Washington**

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SENATE BILL 5748

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AS AMENDED BY THE HOUSE

Passed Legislature - 2013 Regular Session

State of Washington                      63rd Legislature                      2013 Regular Session

By Senator Roach

Read first time 02/13/13. Referred to Committee on Governmental Operations.

1            AN ACT Relating to extending contribution limits to candidates for  
2 public hospital district boards of commissioners; and amending RCW  
3 42.17A.405.

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

5            **Sec. 1.** RCW 42.17A.405 and 2012 c 202 s 1 are each amended to read  
6 as follows:

7            (1) The contribution limits in this section apply to:

8            (a) Candidates for legislative office;

9            (b) Candidates for state office other than legislative office;

10           (c) Candidates for county office;

11           (d) Candidates for special purpose district office if that district  
12 is authorized to provide freight and passenger transfer and terminal  
13 facilities and that district has over two hundred thousand registered  
14 voters;

15           (e) Candidates for city council office;

16           (f) Candidates for mayoral office;

17           (g) Candidates for school board office;

18           (h) Candidates for public hospital district board of commissioners  
19 in districts with a population over one hundred fifty thousand;

1        (i) Persons holding an office in (a) through ~~((g))~~ (h) of this  
2 subsection against whom recall charges have been filed or to a  
3 political committee having the expectation of making expenditures in  
4 support of the recall of a person holding the office;

5        ~~((i))~~ (j) Caucus political committees;

6        ~~((j))~~ (k) Bona fide political parties.

7        (2) No person, other than a bona fide political party or a caucus  
8 political committee, may make contributions to a candidate for a  
9 legislative office, county office, city council office, mayoral office,  
10 ~~((e))~~ school board office, or public hospital district board of  
11 commissioners that in the aggregate exceed eight hundred dollars or to  
12 a candidate for a public office in a special purpose district or a  
13 state office other than a legislative office that in the aggregate  
14 exceed one thousand six hundred dollars for each election in which the  
15 candidate is on the ballot or appears as a write-in candidate.  
16 Contributions to candidates subject to the limits in this section made  
17 with respect to a primary may not be made after the date of the  
18 primary. However, contributions to a candidate or a candidate's  
19 authorized committee may be made with respect to a primary until thirty  
20 days after the primary, subject to the following limitations: (a) The  
21 candidate lost the primary; (b) the candidate's authorized committee  
22 has insufficient funds to pay debts outstanding as of the date of the  
23 primary; and (c) the contributions may only be raised and spent to  
24 satisfy the outstanding debt. Contributions to candidates subject to  
25 the limits in this section made with respect to a general election may  
26 not be made after the final day of the applicable election cycle.

27        (3) No person, other than a bona fide political party or a caucus  
28 political committee, may make contributions to a state official, a  
29 county official, a city official, a school board member, a public  
30 hospital district commissioner, or a public official in a special  
31 purpose district against whom recall charges have been filed, or to a  
32 political committee having the expectation of making expenditures in  
33 support of the recall of the state official, county official, city  
34 official, school board member, public hospital district commissioner,  
35 or public official in a special purpose district during a recall  
36 campaign that in the aggregate exceed eight hundred dollars if for a  
37 legislative office, county office, school board office, public hospital

1 district office, or city office, or one thousand six hundred dollars if  
2 for a special purpose district office or a state office other than a  
3 legislative office.

4 (4)(a) Notwithstanding subsection (2) of this section, no bona fide  
5 political party or caucus political committee may make contributions to  
6 a candidate during an election cycle that in the aggregate exceed (i)  
7 eighty cents multiplied by the number of eligible registered voters in  
8 the jurisdiction from which the candidate is elected if the contributor  
9 is a caucus political committee or the governing body of a state  
10 organization, or (ii) forty cents multiplied by the number of  
11 registered voters in the jurisdiction from which the candidate is  
12 elected if the contributor is a county central committee or a  
13 legislative district committee.

14 (b) No candidate may accept contributions from a county central  
15 committee or a legislative district committee during an election cycle  
16 that when combined with contributions from other county central  
17 committees or legislative district committees would in the aggregate  
18 exceed forty cents times the number of registered voters in the  
19 jurisdiction from which the candidate is elected.

20 (5)(a) Notwithstanding subsection (3) of this section, no bona fide  
21 political party or caucus political committee may make contributions to  
22 a state official, county official, city official, school board member,  
23 public hospital district commissioner, or a public official in a  
24 special purpose district against whom recall charges have been filed,  
25 or to a political committee having the expectation of making  
26 expenditures in support of the state official, county official, city  
27 official, school board member, public hospital district commissioner,  
28 or a public official in a special purpose district during a recall  
29 campaign that in the aggregate exceed (i) eighty cents multiplied by  
30 the number of eligible registered voters in the jurisdiction entitled  
31 to recall the state official if the contributor is a caucus political  
32 committee or the governing body of a state organization, or (ii) forty  
33 cents multiplied by the number of registered voters in the jurisdiction  
34 from which the candidate is elected if the contributor is a county  
35 central committee or a legislative district committee.

36 (b) No official holding an office specified in subsection (1) of  
37 this section against whom recall charges have been filed, no authorized  
38 committee of the official, and no political committee having the

1 expectation of making expenditures in support of the recall of the  
2 official may accept contributions from a county central committee or a  
3 legislative district committee during an election cycle that when  
4 combined with contributions from other county central committees or  
5 legislative district committees would in the aggregate exceed forty  
6 cents multiplied by the number of registered voters in the jurisdiction  
7 from which the candidate is elected.

8 (6) For purposes of determining contribution limits under  
9 subsections (4) and (5) of this section, the number of eligible  
10 registered voters in a jurisdiction is the number at the time of the  
11 most recent general election in the jurisdiction.

12 (7) Notwithstanding subsections (2) through (5) of this section, no  
13 person other than an individual, bona fide political party, or caucus  
14 political committee may make contributions reportable under this  
15 chapter to a caucus political committee that in the aggregate exceed  
16 eight hundred dollars in a calendar year or to a bona fide political  
17 party that in the aggregate exceed four thousand dollars in a calendar  
18 year. This subsection does not apply to loans made in the ordinary  
19 course of business.

20 (8) For the purposes of RCW 42.17A.125, 42.17A.405 through  
21 42.17A.415, 42.17A.450 through 42.17A.495, 42.17A.500, 42.17A.560, and  
22 42.17A.565, a contribution to the authorized political committee of a  
23 candidate or of an official specified in subsection (1) of this section  
24 against whom recall charges have been filed is considered to be a  
25 contribution to the candidate or official.

26 (9) A contribution received within the twelve-month period after a  
27 recall election concerning an office specified in subsection (1) of  
28 this section is considered to be a contribution during that recall  
29 campaign if the contribution is used to pay a debt or obligation  
30 incurred to influence the outcome of that recall campaign.

31 (10) The contributions allowed by subsection (3) of this section  
32 are in addition to those allowed by subsection (2) of this section, and  
33 the contributions allowed by subsection (5) of this section are in  
34 addition to those allowed by subsection (4) of this section.

35 (11) RCW 42.17A.125, 42.17A.405 through 42.17A.415, 42.17A.450  
36 through 42.17A.495, 42.17A.500, 42.17A.560, and 42.17A.565 apply to a  
37 special election conducted to fill a vacancy in an office specified in  
38 subsection (1) of this section. However, the contributions made to a

1 candidate or received by a candidate for a primary or special election  
2 conducted to fill such a vacancy shall not be counted toward any of the  
3 limitations that apply to the candidate or to contributions made to the  
4 candidate for any other primary or election.

5 (12) Notwithstanding the other subsections of this section, no  
6 corporation or business entity not doing business in Washington state,  
7 no labor union with fewer than ten members who reside in Washington  
8 state, and no political committee that has not received contributions  
9 of ten dollars or more from at least ten persons registered to vote in  
10 Washington state during the preceding one hundred eighty days may make  
11 contributions reportable under this chapter to a state office  
12 candidate, to a state official against whom recall charges have been  
13 filed, or to a political committee having the expectation of making  
14 expenditures in support of the recall of the official. This subsection  
15 does not apply to loans made in the ordinary course of business.

16 (13) Notwithstanding the other subsections of this section, no  
17 county central committee or legislative district committee may make  
18 contributions reportable under this chapter to a candidate specified in  
19 subsection (1) of this section, or an official specified in subsection  
20 (1) of this section against whom recall charges have been filed, or  
21 political committee having the expectation of making expenditures in  
22 support of the recall of an official specified in subsection (1) of  
23 this section if the county central committee or legislative district  
24 committee is outside of the jurisdiction entitled to elect the  
25 candidate or recall the official.

26 (14) No person may accept contributions that exceed the  
27 contribution limitations provided in this section.

28 (15) The following contributions are exempt from the contribution  
29 limits of this section:

30 (a) An expenditure or contribution earmarked for voter  
31 registration, for absentee ballot information, for precinct caucuses,  
32 for get-out-the-vote campaigns, for precinct judges or inspectors, for  
33 sample ballots, or for ballot counting, all without promotion of or  
34 political advertising for individual candidates;

35 (b) An expenditure by a political committee for its own internal  
36 organization or fund-raising without direct association with individual  
37 candidates; or

1           (c) An expenditure or contribution for independent expenditures as  
2 defined in RCW 42.17A.005 or electioneering communications as defined  
3 in RCW 42.17A.005.

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