

ESSB 5284 - S AMD 649

By Senator Nguyen

ADOPTED 02/12/2024

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

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4 "Sec. 1. RCW 42.17A.345 and 2019 c 428 s 26 are each amended
5 to read as follows:

6 (1) Each commercial advertiser who has accepted or provided
7 political advertising or electioneering communications during the
8 election campaign shall maintain current books of account and
9 related materials as provided by rule that shall be open for public
10 inspection during normal business hours during the campaign and for
11 a period of no less than five years after the date of the applicable
12 election. The documents and books of account shall specify:

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

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

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

17 (2) At the request of the commission, each commercial advertiser
18 required to comply with subsection (1) of this section shall provide
19 to the commission copies of the information that must be maintained
20 and be open for public inspection pursuant to subsection (1) of this
21 section.

22 (3) Any person who purchases political advertising or
23 electioneering communications from a commercial advertiser must
24 disclose upon request from the commercial advertiser:

25 (a) That the purchase includes political advertising or
26 electioneering communications;

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

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

5 (4) Any failure to provide the required information in
6 subsection (3) of this section upon request is a violation under
7 this chapter, but such failure shall not relieve a commercial
8 advertiser of any of the requirements under this section.

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10 NEW SECTION. Sec. 2. This act is necessary for the immediate
11 preservation of the public peace, health, or safety, or support of
12 the state government and its existing public institutions, and takes
13 effect immediately."

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15 **ESSB 5284** S AMD

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18 On page 1, line 1 of the title, after "to" strike the remainder
19 of the title and insert "modifying commercial advertising
20 requirements related to the disclosure of political advertising and
electioneering communications; amending RCW 42.17A.345; and
declaring an emergency."

EFFECT: Changes the title. Removes expansion of the period when political and incidental committees, first meeting filing criteria, must file statements of organization on the shortened timeline of three business days. Removes modification of the dates when contribution and expenditure reports must be filed and the period of time included in the reports. Removes the repeal of the prohibitions against contributions, expenditures, and electioneering by foreign nationals and the accompanying certification requirement. Removes the increase in the threshold for triggering special reports on aggregate contributions from a single source and the expansion to the special reporting period. Removes the prohibition on contributions and expenditures by foreign-influenced corporations. Removes the requirement that

corporations certify that they are not a foreign-influenced corporation when making an expenditure or contribution.

Adds an emergency clause for the bill to take effect immediately upon passage.

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