
HOUSE BILL 2123

State of Washington

69th Legislature

2026 Regular Session

By Representatives Fitzgibbon, Corry, Wylie, Gregerson, Ormsby, Reeves, and Pollet

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1 AN ACT Relating to foreign national participation in Washington
2 state elections; amending RCW 29B.25.100, 29B.25.110, 29B.25.120,
3 29B.25.130, 29B.25.140, and 29B.30.020; repealing RCW 29B.10.250,
4 29B.40.050, and 29B.40.060; and repealing 2020 c 152 ss 1 and 11
5 (uncodified).

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

7 **Sec. 1.** RCW 29B.25.100 and 2024 c 164 s 427 are each amended to
8 read as follows:

9 Each report required under RCW 29B.25.090 (1) through (4) must be
10 certified as correct by the treasurer and the candidate and shall
11 disclose the following, except an incidental committee only must
12 disclose and certify as correct the information required under
13 subsections (2)(d) and (~~(7)~~) (6) of this section:

14 (1) The funds on hand at the beginning of the period;

15 (2) The name and address of each person who has made one or more
16 contributions during the period, together with the money value and
17 date of each contribution and the aggregate value of all
18 contributions received from each person during the campaign, or in
19 the case of a continuing political committee, the current calendar
20 year, with the following exceptions:

1 (a) Pledges in the aggregate of less than one hundred dollars
2 from any one person need not be reported;

3 (b) Income that results from a fund-raising activity conducted in
4 accordance with RCW 29B.25.080 may be reported as one lump sum, with
5 the exception of that portion received from persons whose names and
6 addresses are required to be included in the report required by RCW
7 29B.25.080;

8 (c) Contributions of no more than twenty-five dollars in the
9 aggregate from any one person during the election campaign may be
10 reported as one lump sum if the treasurer maintains a separate and
11 private list of the name, address, and amount of each such
12 contributor;

13 (d) Payments received by an incidental committee from any one
14 person need not be reported unless the person is one of the
15 committee's 10 largest sources of payments received, including any
16 persons tied as the 10th largest source of payments received, during
17 the current calendar year, and the value of the cumulative payments
18 received from that person during the current calendar year is ten
19 thousand dollars or greater. For payments to incidental committees
20 from multiple persons received in aggregated form, any payment of
21 more than ten thousand dollars from any single person must be
22 reported, but the aggregated payment itself may not be reported. The
23 commission may suspend or modify reporting requirements for payments
24 received by an incidental committee in cases of manifestly
25 unreasonable hardship under this title;

26 (e) Payments from private foundations organized under section
27 501(c)(3) of the internal revenue code to an incidental committee do
28 not have to be reported if:

29 (i) The private foundation is contracting with the incidental
30 committee for a specific purpose other than election campaign
31 purposes;

32 (ii) Use of the funds for election campaign purposes is
33 explicitly prohibited by contract; and

34 (iii) Funding from the private foundation represents less than 25
35 percent of the incidental committee's total budget;

36 (f) Commentary or analysis on a ballot proposition by an
37 incidental committee is not considered a contribution if it does not
38 advocate specifically to vote for or against the ballot proposition;
39 and

1 (g) The money value of contributions of postage is the face value
2 of the postage;

3 (3) Each loan, promissory note, or security instrument to be used
4 by or for the benefit of the candidate or political committee made by
5 any person, including the names and addresses of the lender and each
6 person liable directly, indirectly or contingently and the date and
7 amount of each such loan, promissory note, or security instrument;

8 (4) All other contributions not otherwise listed or exempted;

9 (5) ~~((A statement that the candidate or political committee has
10 received a certification from any partnership, association,
11 corporation, organization, or other combination of persons making a
12 contribution to the candidate or political committee that:~~

13 ~~(a) The contribution is not financed in any part by a foreign
14 national; and~~

15 ~~(b) Foreign nationals are not involved in making decisions
16 regarding the contribution in any way;~~

17 ~~(6))~~ The name and address of each candidate or political
18 committee to which any transfer of funds was made, including the
19 amounts and dates of the transfers;

20 ~~((7))~~ (6) The name and address of each person to whom an
21 expenditure was made in the aggregate amount of more than fifty
22 dollars during the period covered by this report, the amount, date,
23 and purpose of each expenditure, and the total sum of all
24 expenditures. An incidental committee only must report on
25 expenditures, made and reportable as contributions as defined in RCW
26 29B.10.160, to election campaigns. For purposes of this subsection,
27 commentary or analysis on a ballot proposition by an incidental
28 committee is not considered an expenditure if it does not advocate
29 specifically to vote for or against the ballot proposition;

30 ~~((8))~~ (7) The name, address, and electronic contact information
31 of each person to whom an expenditure was made for soliciting or
32 procuring signatures on an initiative or referendum petition, the
33 amount of the compensation to each person, and the total expenditures
34 made for this purpose. Such expenditures shall be reported under this
35 subsection in addition to what is required to be reported under
36 subsection ~~((7))~~ (6) of this section;

37 ~~((9))~~ (8)(a) The name and address of any person and the amount
38 owed for any debt with a value of more than seven hundred fifty
39 dollars that has not been paid for any invoices submitted, goods
40 received, or services performed, within five business days during the

1 period within 30 days before an election, or within 10 business days
2 during any other period.

3 (b) For purposes of this subsection, debt does not include
4 regularly recurring expenditures of the same amount that have already
5 been reported at least once and that are not late or outstanding;

6 ~~((10))~~ (9) The surplus or deficit of contributions over
7 expenditures;

8 ~~((11))~~ (10) The disposition made in accordance with RCW
9 29B.40.090 of any surplus funds; and

10 ~~((12))~~ (11) Any other information required by the commission by
11 rule in conformance with the policies and purposes of this title.

12 **Sec. 2.** RCW 29B.25.110 and 2024 c 164 s 428 are each amended to
13 read as follows:

14 (1) An out-of-state political committee organized for the purpose
15 of supporting or opposing candidates or ballot propositions in
16 another state that is not otherwise required to report under RCW
17 29B.25.020 through 29B.25.100 shall report as required in this
18 section when it makes an expenditure supporting or opposing a
19 Washington state candidate or political committee. The committee
20 shall file with the commission a statement disclosing:

21 (a) Its name and address;

22 (b) The purposes of the out-of-state committee;

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

26 (d) The name, office sought, and party affiliation of each
27 candidate in the state of Washington whom the out-of-state committee
28 is supporting or opposing and, if the committee is supporting or
29 opposing the entire ticket of any party, the name of the party;

30 (e) The ballot proposition supported or opposed in the state of
31 Washington, if any, and whether the committee is in favor of or
32 opposed to that proposition;

33 (f) The name and address of each person residing in the state of
34 Washington or corporation that has a place of business in the state
35 of Washington who has made one or more contributions in the aggregate
36 of more than twenty-five dollars to the out-of-state committee during
37 the current calendar year, together with the money value and date of
38 the contributions;

1 (g) The name, address, and employer of each person or corporation
2 residing outside the state of Washington who has made one or more
3 contributions in the aggregate of more than two thousand five hundred
4 fifty dollars to the out-of-state committee during the current
5 calendar year, together with the money value and date of the
6 contributions. Annually, the commission must modify the two thousand
7 five hundred fifty dollar limit in this subsection based on
8 percentage change in the implicit price deflator for personal
9 consumption expenditures for the United States as published for the
10 most recent 12-month period by the bureau of economic analysis of the
11 federal department of commerce;

12 (h) The name and address of each person in the state of
13 Washington to whom an expenditure was made by the out-of-state
14 committee with respect to a candidate or political committee in the
15 aggregate amount of more than fifty dollars, the amount, date, and
16 purpose of the expenditure, and the total sum of the expenditures;
17 and

18 ~~(i) ((A statement that the out-of-state committee has received a~~
19 ~~certification from any partnership, association, corporation,~~
20 ~~organization, or other combination of persons making a contribution~~
21 ~~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 ~~(j)) Any other information as the commission may prescribe by~~
27 ~~rule in keeping with the policies and purposes of this title.~~

28 (2) Each statement shall be filed no later than the 10th day of
29 the month following any month in which a contribution or other
30 expenditure reportable under subsection (1) of this section is made.
31 An out-of-state committee incurring an obligation to file additional
32 statements in a calendar year may satisfy the obligation by timely
33 filing reports that supplement previously filed information.

34 **Sec. 3.** RCW 29B.25.120 and 2024 c 164 s 429 are each amended to
35 read as follows:

36 (1) For the purposes of this section the term "independent
37 expenditure" means any expenditure that is made in support of or in
38 opposition to any candidate or ballot proposition and is not
39 otherwise required to be reported pursuant to RCW 29B.25.070,

1 29B.25.090, and 29B.25.100. "Independent expenditure" does not
2 include: An internal political communication primarily limited to the
3 contributors to a political party organization or political action
4 committee, or the officers, management staff, and stockholders of a
5 corporation or similar enterprise, or the members of a labor
6 organization or other membership organization; or the rendering of
7 personal services of the sort commonly performed by volunteer
8 campaign workers, or incidental expenses personally incurred by
9 volunteer campaign workers not in excess of fifty dollars personally
10 paid for by the worker. "Volunteer services," for the purposes of
11 this section, means services or labor for which the individual is not
12 compensated by any person.

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

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

27 (a) On the 21st day and the seventh day preceding the date on
28 which the election is held; and

29 (b) On the 10th day of the first month after the election; and

30 (c) On the 10th day of each month in which no other reports are
31 required to be filed pursuant to this section. However, the further
32 reports required by this subsection (3) shall only be filed if the
33 reporting person has made an independent expenditure since the date
34 of the last previous report filed.

35 The report filed pursuant to (a) of this subsection (3) shall be
36 the final report, and upon submitting such final report the duties of
37 the reporting person shall cease, and there shall be no obligation to
38 make any further reports.

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

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

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

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

17 (c) The total sum of all independent expenditures made during the
18 campaign to date; and

19 ~~(d) ((A statement from the person making an independent
20 expenditure that:~~

21 ~~(i) The expenditure is not financed in any part by a foreign
22 national; and~~

23 ~~(ii) Foreign nationals are not involved in making decisions
24 regarding the expenditure in any way; and~~

25 ~~(e))~~ Such other information as shall be required by the
26 commission by rule in conformance with the policies and purposes of
27 this title.

28 **Sec. 4.** RCW 29B.25.130 and 2024 c 164 s 430 are each amended to
29 read as follows:

30 (1) The sponsor of political advertising shall file a special
31 report to the commission within 24 hours of, or on the first working
32 day after, the date the political advertising is first published,
33 mailed, or otherwise presented to the public, if the political
34 advertising:

35 (a) Is published, mailed, or otherwise presented to the public
36 within 21 days of an election; and

37 (b) Either:

1 (i) Qualifies as an independent expenditure with a fair market
2 value or actual cost of one thousand dollars or more, for political
3 advertising supporting or opposing a candidate; or

4 (ii) Has a fair market value or actual cost of one thousand
5 dollars or more, for political advertising supporting or opposing a
6 ballot proposition.

7 (2) If a sponsor is required to file a special report under this
8 section, the sponsor shall also deliver to the commission within the
9 delivery period established in subsection (1) of this section a
10 special report for each subsequent independent expenditure of any
11 size supporting or opposing the same candidate who was the subject of
12 the previous independent expenditure, supporting or opposing that
13 candidate's opponent, or, in the case of a subsequent expenditure of
14 any size made in support of or in opposition to a ballot proposition
15 not otherwise required to be reported pursuant to RCW 29B.25.070,
16 29B.25.090, or 29B.25.100, supporting or opposing the same ballot
17 proposition that was the subject of the previous expenditure.

18 (3) The special report must include:

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

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

22 (c) A detailed description of the expenditure;

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

25 (e) The amount of the expenditure;

26 (f) The name of the candidate supported or opposed by the
27 expenditure, the office being sought by the candidate, and whether
28 the expenditure supports or opposes the candidate; or the name of the
29 ballot proposition supported or opposed by the expenditure and
30 whether the expenditure supports or opposes the ballot proposition;
31 and

32 (g) ~~((A statement from the sponsor that:~~

33 ~~(i) The political advertising is not financed in any part by a
34 foreign national; and~~

35 ~~(ii) Foreign nationals are not involved in making decisions
36 regarding the political advertising in any way; and~~

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

38 (4) All persons required to report under RCW 29B.25.070,
39 29B.25.090, 29B.25.100, 29B.25.120, and 29B.30.020 are subject to the
40 requirements of this section. The commission may determine that

1 reports filed pursuant to this section also satisfy the requirements
2 of RCW 29B.25.120.

3 (5) The sponsor of independent expenditures supporting a
4 candidate or opposing that candidate's opponent required to report
5 under this section shall file with each required report an affidavit
6 or declaration of the person responsible for making the independent
7 expenditure that the expenditure was not made in cooperation,
8 consultation, or concert with, or at the request or suggestion of,
9 the candidate, the candidate's authorized committee, or the
10 candidate's agent, or with the encouragement or approval of the
11 candidate, the candidate's authorized committee, or the candidate's
12 agent.

13 **Sec. 5.** RCW 29B.25.140 and 2024 c 164 s 431 are each amended to
14 read as follows:

15 (1) Treasurers shall prepare and deliver to the commission a
16 special report when a contribution or aggregate of contributions
17 totals one thousand dollars or more, is from a single person or
18 entity, and is received during a special reporting period.

19 (2) A political committee shall prepare and deliver to the
20 commission a special report when it makes a contribution or an
21 aggregate of contributions to a single entity that totals one
22 thousand dollars or more during a special reporting period.

23 (3) An aggregate of contributions includes only those
24 contributions made to or received from a single entity during any one
25 special reporting period. Any subsequent contribution of any size
26 made to or received from the same person or entity during the special
27 reporting period must also be reported.

28 (4) Special reporting periods, for purposes of this section,
29 include:

30 (a) The period beginning on the day after the last report
31 required by RCW 29B.25.090 and 29B.25.100 to be filed before a
32 primary and concluding on the end of the day before that primary;

33 (b) The period 21 days preceding a general election; and

34 (c) An aggregate of contributions includes only those
35 contributions received from a single entity during any one special
36 reporting period or made by the contributing political committee to a
37 single entity during any one special reporting period.

38 (5) If a campaign treasurer files a special report under this
39 section for one or more contributions received from a single entity

1 during a special reporting period, the treasurer shall also file a
2 special report under this section for each subsequent contribution of
3 any size which is received from that entity during the special
4 reporting period. If a political committee files a special report
5 under this section for a contribution or contributions made to a
6 single entity during a special reporting period, the political
7 committee shall also file a special report for each subsequent
8 contribution of any size which is made to that entity during the
9 special reporting period.

10 (6) Special reports required by this section shall be delivered
11 electronically, or in written form if an electronic alternative is
12 not available.

13 (a) The special report required of a contribution recipient under
14 subsection (1) of this section shall be delivered to the commission
15 within 48 hours of the time, or on the first working day after: The
16 contribution of one thousand dollars or more is received by the
17 candidate or treasurer; the aggregate received by the candidate or
18 treasurer first equals one thousand dollars or more; or any
19 subsequent contribution from the same source is received by the
20 candidate or treasurer.

21 (b) The special report required of a contributor under subsection
22 (2) of this section or RCW 29B.50.070 shall be delivered to the
23 commission, and the candidate or political committee to whom the
24 contribution or contributions are made, within 24 hours of the time,
25 or on the first working day after: The contribution is made; the
26 aggregate of contributions made first equals one thousand dollars or
27 more; or any subsequent contribution to the same person or entity is
28 made.

29 (7) The special report shall include:

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

31 (b) The date or dates of receipt;

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

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

34 (e) ~~((A statement that the candidate or political committee has~~
35 ~~received a certification from any partnership, association,~~
36 ~~corporation, organization, or other combination of persons making a~~
37 ~~contribution reportable under this section that:~~

38 ~~(i) The contribution is not financed in any part by a foreign~~
39 ~~national; and~~

1 ~~(ii) Foreign nationals are not involved in making decisions~~
2 ~~regarding the contribution in any way; and~~

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

4 (8) Contributions reported under this section shall also be
5 reported as required by other provisions of this title.

6 (9) The commission shall prepare daily a summary of the special
7 reports made under this section and RCW 29B.50.070.

8 (10) Contributions governed by this section include, but are not
9 limited to, contributions made or received indirectly through a third
10 party or entity whether the contributions are or are not reported to
11 the commission as earmarked contributions under RCW 29B.25.150.

12 **Sec. 6.** RCW 29B.30.020 and 2024 c 164 s 434 are each amended to
13 read as follows:

14 (1) A payment for or promise to pay for any electioneering
15 communication shall be reported to the commission by the sponsor on
16 forms the commission shall develop by rule to include, at a minimum,
17 the following information:

18 (a) Name and address of the sponsor;

19 (b) Source of funds for the communication, including:

20 (i) General treasury funds. The name and address of businesses,
21 unions, groups, associations, or other organizations using general
22 treasury funds for the communication, however, if a business, union,
23 group, association, or other organization undertakes a special
24 solicitation of its members or other persons for an electioneering
25 communication, or it otherwise receives funds for an electioneering
26 communication, that entity shall report pursuant to (b)(ii) of this
27 subsection;

28 (ii) Special solicitations and other funds. The name, address,
29 and, for individuals, occupation and employer, of a person whose
30 funds were used to pay for the electioneering communication, along
31 with the amount, if such funds from the person have exceeded two
32 hundred fifty dollars in the aggregate for the electioneering
33 communication; and

34 (iii) ~~((A statement from the sponsor that:~~

35 ~~(A) The electioneering communication is not financed in any part~~
36 ~~by a foreign national; and~~

37 ~~(B) Foreign nationals are not involved in making decisions~~
38 ~~regarding the electioneering communication in any way; and~~

1 ~~(iv)~~) Any other source information required or exempted by the
2 commission by rule;

3 (c) Name and address of the person to whom an electioneering
4 communication related expenditure was made;

5 (d) A detailed description of each expenditure of more than one
6 hundred dollars;

7 (e) The date the expenditure was made and the date the
8 electioneering communication was first broadcast, transmitted,
9 mailed, erected, distributed, or otherwise published;

10 (f) The amount of the expenditure;

11 (g) The name of each candidate clearly identified in the
12 electioneering communication, the office being sought by each
13 candidate, and the amount of the expenditure attributable to each
14 candidate; and

15 (h) Any other information the commission may require or exempt by
16 rule.

17 (2) Electioneering communications shall be reported as follows:
18 The sponsor of an electioneering communication shall report to the
19 commission within 24 hours of, or on the first working day after, the
20 date the electioneering communication is broadcast, transmitted,
21 mailed, erected, distributed, digitally or otherwise, or otherwise
22 published.

23 (3) Electioneering communications shall be reported
24 electronically by the sponsor using software provided or approved by
25 the commission. The commission may make exceptions on a case-by-case
26 basis for a sponsor who lacks the technological ability to file
27 reports using the electronic means provided or approved by the
28 commission.

29 (4) All persons required to report under RCW 29B.25.070,
30 29B.25.090, 29B.25.100, and 29B.25.120 are subject to the
31 requirements of this section, although the commission may determine
32 by rule that persons filing according to those sections may be exempt
33 from reporting some of the information otherwise required by this
34 section. The commission may determine that reports filed pursuant to
35 this section also satisfy the requirements of RCW 29B.25.120 and
36 29B.25.130.

37 (5) Failure of any sponsor to report electronically under this
38 section shall be a violation of this title.

1 NEW SECTION. **Sec. 7.** The following acts or parts of acts are
2 each repealed:
3 (1) RCW 29B.10.250 (Foreign national) and 2024 c 164 s 225;
4 (2) RCW 29B.40.050 (Foreign nationals—Contributions,
5 expenditures, and electioneering prohibited) and 2024 c 164 s 447 &
6 2020 c 152 s 9;
7 (3) RCW 29B.40.060 (Foreign nationals—Contribution certification)
8 and 2024 c 164 s 448 & 2020 c 152 s 10;
9 (4) 2020 c 152 s 1 (uncodified); and
10 (5) 2020 c 152 s 11 (uncodified).

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