

2 SSB 6111 - S AMD - 000067
3 By Senator Smith, L.

4 SCOPE RAISED - AMEND OUTSIDE SCOPE 2/12/94

5 On page 28, after line 13, insert the following:

6 **"LOBBYIST REPORTING CHANGES**

7 NEW SECTION. **Sec. 301.** EMPLOYEE-LOBBYISTS. (1) Before doing any
8 lobbying, or within two weeks after being employed or assigned as a
9 lobbyist, whichever is sooner, an employee-lobbyist shall file with the
10 commission a registration statement. The registration shall include
11 the following:

- 12 (a) The lobbyist's name, business address, and telephone number;
- 13 (b) The name, business address, and telephone number of the
14 lobbyist employer;
- 15 (c) The terms of the employee's compensation for lobbying,
16 including the nature and extent of reimbursement for expenses; and
- 17 (d) A statement describing the extent to which lobbying comprises
18 the employee's duties for the employer.

19 (2) The lobbyist's registration shall be accompanied by a written
20 statement:

- 21 (a) Confirming the lobbyist's employment or assignment by the
22 employer's chief executive officer or similarly authorized individual;
- 23 (b) Describing the employer's principal product, service, or
24 business activity;
- 25 (c) Describing the subject matters regarding which lobbying will be
26 conducted on behalf of the employer.

27 The name, address, and telephone number of the person who will have
28 custody of the records required to be kept under this chapter on behalf
29 of the lobbyist employer.

30 If the employer has a connected, related, or closely affiliated
31 political committee, the name of that committee.

32 If the employer is an entity that as a representative entity
33 lobbies for individuals, businesses, groups, associations, or
34 organizations, the name and address of each member of the entity or
35 person represented by the entity whose fees, dues, payments, or other
36 consideration paid to the entity during either of the previous two

1 years have exceeded five hundred dollars or who is obligated to or has
2 agreed to pay fees, dues, payments, or other consideration exceeding
3 five hundred dollars to the entity during the current year.

4 NEW SECTION. **Sec. 302.** SEPARATE REGISTRATION. A lobbyist who
5 receives or is to receive compensation from more than one employer for
6 lobbying services with respect to the same legislation or subject of
7 rule making shall file a separate registration for each employer.

8 NEW SECTION. **Sec. 303.** ANNUAL REGISTRATION. Every lobbyist
9 registered with the commission shall file an annual registration,
10 revised as appropriate, before the second Monday in January. Failure
11 to do so shall terminate the lobbyist's registration.

12 NEW SECTION. **Sec. 304.** CHANGE IN STATUS. A lobbyist shall notify
13 the commission within two weeks of a material change in the status of
14 his or her registration. As used in this section, "material change"
15 means the following:

- 16 (1) A termination of employment as a lobbyist;
- 17 (2) A change in the terms of compensation provided in a prior
18 filing with the commission;
- 19 (3) A change in the name or address of the lobbyist or a lobbyist
20 employer;
- 21 (4) A change in status from contract-lobbyist to employee-lobbyist
22 or vice-versa;
- 23 (5) A change in status with regard to a proprietor, officer,
24 partner, or employee of a contract lobbyist.

25 NEW SECTION. **Sec. 305.** CONTRACT-LOBBYISTS. (1) Before doing any
26 lobbying, or within two weeks after contracting to provide lobbying
27 services to any person, whichever is sooner, a contract-lobbyist shall
28 file with the commission a registration statement. The registration
29 shall include the following:

- 30 (a) The lobbyist's name, business address, and telephone number;
- 31 (b) The name of any individual who is a proprietor, officer,
32 partner, or employee of the contract lobbyist, or who is authorized to
33 lobby on behalf of the contract-lobbyist's employers;
- 34 (c) The name, business address, and telephone number of the
35 lobbyist employer;

1 (d) The terms of the contract-lobbyist's compensation for lobbying,
2 including the nature and extent of reimbursement for expenses;

3 (e) The name, address, and telephone number of the person who will
4 have custody of the records required to be kept by the contract-
5 lobbyist under this chapter;

6 (f) The name and address of any other lobbyist the contract-
7 lobbyist has agreed to compensate in exchange for assisting with
8 lobbying on behalf of the employer named in the registration.

9 (2) The lobbyist's registration shall be accompanied by a written
10 statement:

11 (a) Confirming the lobbyist's contract by the employer's chief
12 executive officer or similarly authorized individual;

13 (b) Describing the employer's principal product, service, or
14 business activity;

15 (c) Describing the subject matters regarding which lobbying will be
16 conducted on behalf of the employer.

17 The name, address, and telephone number of the person who will have
18 custody of the records required to be kept under this chapter on behalf
19 of the lobbyist employer.

20 If the employer has a connected, related, or closely affiliated
21 political committee, the name of that committee.

22 If the employer is an entity that as a representative entity
23 lobbies for individuals, businesses, groups, associations, or
24 organizations, the name and address of each member of the entity or
25 person represented by the entity whose fees, dues, payments, or other
26 consideration paid to the entity during either of the previous two
27 years have exceeded five hundred dollars or who is obligated to or has
28 agreed to pay fees, dues, payments, or other consideration exceeding
29 five hundred dollars to the entity during the current year.

30 NEW SECTION. **Sec. 306.** LOBBYIST EMPLOYER REPORTING. (1) Each
31 employer of a lobbyist registered under this chapter shall file a
32 semiannual report. Reports shall be filed as specified in subsection
33 (2) of this section.

34 (2) Employer reports shall include the following:

35 (a) The employer's name, business address, and telephone number;

36 (b) The name of lobbyists registered on behalf of the employer;

1 (c) The name and address of each political committee associated,
2 affiliated, or sponsored by the employer and total contributions made
3 by the committee during the reporting period;

4 (d) The name of each legislator, state elected official, state
5 officer or employee, successful candidate for state office, and any
6 member of the immediate family of those persons to whom the employer
7 has paid any compensation in the amount of five hundred dollars or more
8 during the reporting period for personal employment or professional
9 services, including professional services rendered by a corporation,
10 partnership, joint venture, association, union, or other entity in
11 which the person holds any office, directorship, or any general
12 partnership interest, or an ownership interest of ten percent or more,
13 the value of the compensation in accordance with the reporting
14 provisions set out in RCW 42.17.241(2), and the consideration given or
15 performed in exchange for the compensation;

16 (e) The name of each legislator, state elected official, state
17 officer or employee, successful candidate for state office, and any
18 member of the immediate family of those persons to whom the lobbyist
19 employer has made expenditures, directly or indirectly, through a
20 lobbyist or otherwise the amount of the expenditures and the purpose
21 for the expenditures. For purposes of this subsection, "expenditure"
22 shall not include any expenditure made by the employer in the ordinary
23 course of business if the expenditure is not made for the purpose of
24 influencing, honoring, or benefiting the recipient of the expenditure
25 or the member of his or her family as an official or candidate for a
26 state office;

27 (f)(i) Except as provided in (f)(ii) of this subsection (2), an
28 employer of a lobbyist registered under this chapter shall file a
29 special report with the commission if the employer makes a contribution
30 or contributions aggregating more than one hundred dollars in a
31 calendar month to any one of the following: A candidate, elected
32 official, officer or employee of an agency, or political committee.
33 The report shall identify the date and amount of each such contribution
34 and the name of the candidate, elected official, agency officer or
35 employee, or political committee receiving the contribution or to be
36 benefited by the contribution. The report shall be filed on a form
37 prescribed by the commission and shall be filed within fifteen days
38 after the last day of the calendar month during which the contribution
39 was made;

1 (ii) The provisions of (f)(i) of this subsection (2) do not apply
2 to a contribution that is made through a registered lobbyist and
3 reportable under RCW 42.17.170;

4 (g) The total expenditures made during the reporting period by the
5 employer for lobbying purposes, whether through or on behalf of a
6 lobbyist or otherwise. As used in this section, "expenditures"
7 includes amounts paid or incurred during the reporting period for (i)
8 political advertising as defined in RCW 42.17.020; and (ii) public
9 relations, telemarketing, polling, or similar activities if such
10 activities, directly or indirectly, are intended, designed, or
11 calculated to influence legislation or the adoption or rejection of any
12 rule, standard, or rate by any agency under the administrative
13 procedure act. The report shall specify the amount, the person to whom
14 the amount was paid, and a brief description of the activity;

15 (h) Total amount or value of contributions made during the
16 reporting period by the employer to any candidate for state or local
17 office, any political committee whose purpose is to support or oppose
18 the election of one or more candidates for state or local office, a
19 political committee established by a caucus of the state legislature,
20 a political party, or any political committee formed for the purpose of
21 supporting or opposing a state or local ballot proposition or any grass
22 roots lobby;

23 (i) Total amounts of compensation for lobbying during the reporting
24 period paid or owed to lobbyists employed, hired, contracted, retained,
25 or assigned by the employer;

26 (j) Total amount for any "special lobbying activities" as
27 designated by section 40 of this act;

28 (k) Total amount of reimbursement for expenses incurred in
29 connection with lobbying during the reporting period paid or owed to
30 lobbyists employed, hired, contracted, retained, or assigned by the
31 employer;

32 (l) Total amount for entertainment in connection with lobbying
33 during the reporting period paid or owed to lobbyists employed, hired,
34 contracted, retained, or assigned by the employer;

35 (m) Total amount of expenditures by the employer or value of gifts
36 during the reporting period to state legislators, state legislative
37 staff, state elected officials, state officers and employees, or
38 members of their immediate families;

1 (n) The name and amount paid each employee or other person to or
2 for whom fees, salary, or wages of five hundred dollars or more was
3 spent for lobbying or professional assistance for lobbying. This
4 provision shall not apply to persons to the extent that their lobbying
5 or assistance is the result of an appointment or written request of the
6 legislature or agency to participate in a study or provide expertise;

7 (o) Such other information as the commission prescribes by rule in
8 keeping with the policies and purposes of this chapter.

9 (3) The compensation and expenditures to be reported under this
10 section are those whose principal purpose is for lobbying, and those
11 that would not have been made but for lobbying. The amounts or values
12 required to be reported shall include cash, the fair market value of
13 goods, services, or tangible or intangible property.

14 NEW SECTION. **Sec. 307.** REPORTING. (1) A person who spends
15 twenty-five hundred dollars or more to sponsor a single event that is
16 a special lobbying activity other than that covered by RCW 42.17.200
17 shall report the information required in this section.

18 (2) For purposes of this section: (a) "Special lobbying
19 activities" includes but is not limited to receptions, rallies,
20 demonstrations, transportation of members or supporters to facilitate
21 individual or group lobbying, dinners, conventions, mass gatherings,
22 parades, and mailings; and (b) "sponsor" means the person or entity who
23 pays for, organizes, coordinates, or directs a lobbying activity.

24 (3) Within two weeks after the lobbying activity, the sponsor shall
25 file with the commission a report including the following:

26 (a) The name and address of the sponsor;

27 (b) The name and address of the principal officers of the sponsor;

28 (c) A description of the activity and the place and date on which
29 it was conducted;

30 (d) The name, address, and amount contributed by each person who
31 contributed money, goods, or services with a value of one hundred
32 dollars or more;

33 (e) The total of all expenditures made to sponsor or support the
34 activity. Expenditures shall be listed in the following categories:

35 (i) Salaries or compensation of persons paid to plan, coordinate,
36 operate, or participate in the event;

37 (ii) Advertising and printing;

38 (iii) Transportation;

- 1 (iv) Food, beverages, and catering;
- 2 (v) Lodging;
- 3 (vi) Rent of buildings or equipment; and
- 4 (vii) Other expenditures; and
- 5 (f) Such other relevant information as the commission may require.

6 NEW SECTION. **Sec. 308.** Sections 301 through 307 of this act are
7 each added to chapter 42.17 RCW.

8 **Sec. 309.** RCW 42.17.170 and 1991 sp.s. c 18 s 2 are each amended
9 to read as follows:

10 MONTHLY PERIODIC REPORT. (1) Any lobbyist registered under RCW
11 42.17.150 or section 301 or 305 of this act and any person who lobbies
12 shall file with the commission periodic reports of his or her
13 activities signed by the lobbyist. The reports shall be made in the
14 form and manner prescribed by the commission. They shall be due
15 monthly and shall be filed within fifteen days after the last day of
16 the calendar month covered by the report.

17 (2) Each such monthly periodic report shall contain:

18 (a) The totals of all expenditures for lobbying activities made or
19 incurred by such lobbyist or on behalf of such lobbyist by the
20 lobbyist's employer during the period covered by the report. Such
21 totals for lobbying activities shall be segregated according to
22 financial category, including compensation; food and refreshments;
23 living accommodations; advertising; travel; contributions; and other
24 expenses or services. Each individual expenditure of more than twenty-
25 five dollars for entertainment shall be identified by date, place,
26 amount, and the names of all persons in the group partaking in or of
27 such entertainment including any portion thereof attributable to the
28 lobbyist's participation therein, ~~((without))~~ and shall include amounts
29 actually expended on each person where calculable, or allocating any
30 portion of ((such)) the expenditure to individual participants.
31 ~~((However, if the expenditure for a single hosted reception is more~~
32 ~~than one hundred dollars per person partaking therein, the report shall~~
33 ~~specify the per person amount, which shall be determined by dividing~~
34 ~~the total amount of the expenditure by the total number of persons~~
35 ~~partaking in the reception.))~~

36 Notwithstanding the foregoing, lobbyists are not required to report
37 the following:

1 (i) Unreimbursed personal living and travel expenses not incurred
2 directly for lobbying;

3 (ii) Any expenses incurred for his or her own living
4 accommodations;

5 (iii) Any expenses incurred for his or her own travel to and from
6 hearings of the legislature;

7 (iv) Any expenses incurred for telephone, and any office expenses,
8 including rent and salaries and wages paid for staff and secretarial
9 assistance.

10 (b) In the case of a lobbyist employed by more than one employer,
11 the proportionate amount of such expenditures in each category incurred
12 on behalf of each of his employers.

13 (c) An itemized listing of each such expenditure, whether
14 contributed by the lobbyist personally or delivered or transmitted by
15 the lobbyist, in the nature of a contribution of money or of tangible
16 or intangible personal property to any candidate, elected official, or
17 officer or employee of any agency, or any political committee
18 supporting or opposing any ballot proposition, or for or on behalf of
19 any candidate, elected official, or officer or employee of any agency,
20 or any political committee supporting or opposing any ballot
21 proposition. All contributions made to, or for the benefit of, any
22 candidate, elected official, or officer or employee of any agency, or
23 any political committee supporting or opposing any ballot proposition
24 shall be identified by date, amount, and the name of the candidate,
25 elected official, or officer or employee of any agency, or any
26 political committee supporting or opposing any ballot proposition
27 receiving, or to be benefited by each such contribution.

28 (d) The subject matter of proposed legislation or other legislative
29 activity or rule-making under chapter 34.05 RCW, the state
30 Administrative Procedure Act, and the state agency considering the
31 same, which the lobbyist has been engaged in supporting or opposing
32 during the reporting period.

33 (e) Such other information relevant to lobbying activities as the
34 commission shall by rule prescribe. Information supporting such
35 activities as are required to be reported is subject to audit by the
36 commission.

37 (f) A listing of each gift, as defined in RCW 42.17.020, made to a
38 state elected official or executive state officer or to a member of the
39 immediate family of such an official or officer. Such a gift shall be

1 separately identified by the date it was given, the approximate value
2 of the gift, and the name of the recipient. However, for a hosted
3 reception where the average per person amount is reported under (a) of
4 this subsection, the approximate value for the gift of partaking in the
5 event is such average per person amount. The commission shall adopt
6 forms to be used for reporting the giving of gifts under this
7 subsection (2)(f). The forms shall be designed to permit a lobbyist to
8 report on a separate form for each recipient the reportable gifts given
9 to that recipient during the reporting period or, alternatively, to
10 report on one form all reportable gifts given by the lobbyist during
11 the reporting period.

12 (g) The total expenditures made during the reporting period by the
13 lobbyist for lobbying purposes, whether through or on behalf of a
14 lobbyist or otherwise. As used in this subsection, "expenditures"
15 includes amounts paid or incurred during the reporting period for (i)
16 political advertising as defined in RCW 42.17.020; and (ii) public
17 relations, telemarketing, polling, or similar activities if such
18 activities, directly or indirectly, are intended, designed, or
19 calculated to influence legislation or the adoption or rejection of a
20 rule, standard, or rate by an agency under the administrative procedure
21 act. The report shall specify the amount, the person to whom the
22 amount was paid, and a brief description of the activity.

23 (3) If a state elected official or a member of such an official's
24 immediate family is identified by a lobbyist in such a report as having
25 received from the lobbyist a gift, as defined in RCW 42.17.020 the
26 lobbyist shall transmit to the official a copy of the completed form
27 used to identify the gift in the report at the same time the report is
28 filed with the commission.

29 (4) The commission may adopt rules to vary the content of lobbyist
30 reports to address specific circumstances, consistent with this
31 section.

32 **Sec. 310.** RCW 42.17.020 and 1992 c 139 s 1 are each amended to
33 read as follows:

34 (1) "Agency" includes all state agencies and all local agencies.
35 "State agency" includes every state office, department, division,
36 bureau, board, commission, or other state agency. "Local agency"
37 includes every county, city, town, municipal corporation, quasi-

1 municipal corporation, or special purpose district, or any office,
2 department, division, bureau, board, commission, or agency thereof, or
3 other local public agency.

4 (2) "Ballot proposition" means any "measure" as defined by RCW
5 29.01.110, or any initiative, recall, or referendum proposition
6 proposed to be submitted to the voters of the state or any municipal
7 corporation, political subdivision, or other voting constituency from
8 and after the time when the proposition has been initially filed with
9 the appropriate election officer of that constituency prior to its
10 circulation for signatures.

11 (3) "Depository" means a bank designated by a candidate or
12 political committee pursuant to RCW 42.17.050.

13 (4) "Treasurer" and "deputy treasurer" mean the individuals
14 appointed by a candidate or political committee, pursuant to RCW
15 42.17.050, to perform the duties specified in that section.

16 (5) "Candidate" means any individual who seeks election to public
17 office. An individual shall be deemed to seek election when he first:

18 (a) Receives contributions or makes expenditures or reserves space
19 or facilities with intent to promote his candidacy for office; or

20 (b) Announces publicly or files for office.

21 (6) "Commercial advertiser" means any person who sells the service
22 of communicating messages or producing printed material for broadcast
23 or distribution to the general public or segments of the general public
24 whether through the use of newspapers, magazines, television and radio
25 stations, billboard companies, direct mail advertising companies,
26 printing companies, or otherwise.

27 (7) "Commission" means the agency established under RCW 42.17.350.

28 (8) "Compensation" unless the context requires a narrower meaning,
29 includes payment in any form for real or personal property or services
30 of any kind: PROVIDED, That for the purpose of compliance with RCW
31 42.17.241, the term "compensation" shall not include per diem
32 allowances or other payments made by a governmental entity to reimburse
33 a public official for expenses incurred while the official is engaged
34 in the official business of the governmental entity.

35 (9) "Continuing political committee" means a political committee
36 that is an organization of continuing existence not established in
37 anticipation of any particular election campaign.

38 (10) "Contribution" includes a loan, gift, deposit, subscription,
39 forgiveness of indebtedness, donation, advance, pledge, payment,

1 transfer of funds between political committees, or transfer of anything
2 of value, including personal and professional services for less than
3 full consideration, but does not include interest on moneys deposited
4 in a political committee's account, ordinary home hospitality and the
5 rendering of personal services of the sort commonly performed by
6 volunteer campaign workers, or incidental expenses personally incurred
7 by volunteer campaign workers not in excess of fifty dollars personally
8 paid for by the worker. Volunteer services, for the purposes of this
9 chapter, means services or labor for which the individual is not
10 compensated by any person. For the purposes of this chapter,
11 contributions other than money or its equivalents shall be deemed to
12 have a money value equivalent to the fair market value of the
13 contribution. Sums paid for tickets to fund-raising events such as
14 dinners and parties are contributions; however, the amount of any such
15 contribution may be reduced for the purpose of complying with the
16 reporting requirements of this chapter, by the actual cost of
17 consumables furnished in connection with the purchase of the tickets,
18 and only the excess over the actual cost of the consumables shall be
19 deemed a contribution.

20 (11) "Elected official" means any person elected at a general or
21 special election to any public office, and any person appointed to fill
22 a vacancy in any such office.

23 (12) "Election" includes any primary, general, or special election
24 for public office and any election in which a ballot proposition is
25 submitted to the voters: PROVIDED, That an election in which the
26 qualifications for voting include other than those requirements set
27 forth in Article VI, section 1 (Amendment 63) of the Constitution of
28 the state of Washington shall not be considered an election for
29 purposes of this chapter.

30 (13) "Election campaign" means any campaign in support of or in
31 opposition to a candidate for election to public office and any
32 campaign in support of, or in opposition to, a ballot proposition.

33 (14) "Expenditure" includes a payment, contribution, subscription,
34 distribution, loan, advance, deposit, or gift of money or anything of
35 value, and includes a contract, promise, or agreement, whether or not
36 legally enforceable, to make an expenditure. The term "expenditure"
37 also includes a promise to pay, a payment, or a transfer of anything of
38 value in exchange for goods, services, property, facilities, or
39 anything of value for the purpose of assisting, benefiting, or honoring

1 any public official or candidate, or assisting in furthering or
2 opposing any election campaign. For the purposes of this chapter,
3 agreements to make expenditures, contracts, and promises to pay may be
4 reported as estimated obligations until actual payment is made. The
5 term "expenditure" shall not include the partial or complete repayment
6 by a candidate or political committee of the principal of a loan, the
7 receipt of which loan has been properly reported.

8 (15) "Final report" means the report described as a final report in
9 RCW 42.17.080(2).

10 (16) "Gift," for the purposes of RCW 42.17.170 and 42.17.2415,
11 means a rendering of anything of value in return for which reasonable
12 consideration is not given and received and includes a rendering of
13 money, property, services, discount, loan forgiveness, payment of
14 indebtedness, or reimbursements from or payments by persons (other than
15 the federal government, or the state of Washington or any agency or
16 political subdivision thereof) for travel or anything else of value.
17 The term "reasonable consideration" refers to the approximate range of
18 consideration that exists in transactions not involving donative
19 intent. However, the value of the gift of partaking in a single hosted
20 reception shall be determined by dividing the total amount of the cost
21 of conducting the reception by the total number of persons partaking in
22 the reception. "Gift" for the purposes of RCW 42.17.170 and 42.17.2415
23 does not include:

24 (a) A gift, other than a gift of partaking in a hosted reception,
25 with a value of fifty dollars or less;

26 (b) The gift of partaking in a hosted reception if the value of the
27 gift is one hundred dollars or less;

28 (c) A contribution that is required to be reported under RCW
29 42.17.090 or *42.17.243;

30 (d) Informational material that is transferred for the purpose of
31 informing the recipient about matters pertaining to official business
32 of the governmental entity of which the recipient is an official or
33 officer, and that is not intended to confer on that recipient any
34 commercial, proprietary, financial, economic, or monetary advantage, or
35 the avoidance of any commercial, proprietary, financial, economic, or
36 monetary disadvantage;

37 (e) A gift that is not used and that, within thirty days after
38 receipt, is returned to the donor or delivered to a charitable
39 organization. However, this exclusion from the definition does not

1 apply if the recipient of the gift delivers the gift to a charitable
2 organization and claims the delivery as a charitable contribution for
3 tax purposes;

4 (f) A gift given under circumstances where it is clear beyond any
5 doubt that the gift was not made as part of any design to gain or
6 maintain influence in the governmental entity of which the recipient is
7 an officer or official or with respect to any legislative matter or
8 matters of that governmental entity; or

9 (g) A gift given prior to September 29, 1991.

10 (17) "Immediate family" includes the spouse, dependent children,
11 and other dependent relatives, if living in the household.

12 (18) "Legislation" means bills, resolutions, motions, amendments,
13 nominations, and other matters pending or proposed in either house of
14 the state legislature, and includes any other matter that may be the
15 subject of action by either house or any committee of the legislature
16 and all bills and resolutions that, having passed both houses, are
17 pending approval by the governor.

18 (19) "Lobby" and "lobbying" each mean attempting to influence the
19 passage or defeat of any legislation by the legislature of the state of
20 Washington, or the adoption or rejection of any rule, standard, rate,
21 or other legislative enactment of any state agency under the state
22 Administrative Procedure Act, chapter 34.05 RCW. Neither "lobby" nor
23 "lobbying" includes an association's or other organization's act of
24 communicating with the members of that association or organization.

25 (20) "Lobbyist" includes any person who lobbies either in his or
26 her own or another's behalf and includes employee lobbyists and
27 contract lobbyists. "Contract lobbyist" is a person, other than a
28 regular employee of a lobbyist employer, who independently contracts
29 for economic consideration for the purpose of lobbying. "Employee
30 lobbyist" is a regular employee of a lobbyist employer who has lobbying
31 as all or part of his or her regular duties for his or her lobbyist
32 employer.

33 (21) "Lobbyist's employer" means the person or persons by whom a
34 lobbyist is employed and (~~all persons by whom he is compensated for~~
35 ~~acting)) or authorized to act as a lobbyist.~~

36 (22) "Person" includes an individual, partnership, joint venture,
37 public or private corporation, association, federal, state, or local
38 governmental entity or agency however constituted, candidate,
39 committee, political committee, political party, executive committee

1 thereof, or any other organization or group of persons, however
2 organized.

3 (23) "Person in interest" means the person who is the subject of a
4 record or any representative designated by that person, except that if
5 that person is under a legal disability, the term "person in interest"
6 means and includes the parent or duly appointed legal representative.

7 (24) "Political advertising" includes any advertising displays,
8 newspaper ads, billboards, signs, brochures, articles, tabloids,
9 flyers, letters, radio or television presentations, or other means of
10 mass communication, used for the purpose of appealing, directly or
11 indirectly, for votes or for financial or other support in any election
12 campaign.

13 (25) "Political committee" means any person (except a candidate or
14 an individual dealing with his own funds or property) having the
15 expectation of receiving contributions or making expenditures in
16 support of, or opposition to, any candidate or any ballot proposition.

17 (26) "Public office" means any federal, state, county, city, town,
18 school district, port district, special district, or other state
19 political subdivision elective office.

20 (27) "Public record" includes any writing containing information
21 relating to the conduct of government or the performance of any
22 governmental or proprietary function prepared, owned, used, or retained
23 by any state or local agency regardless of physical form or
24 characteristics.

25 (28) "Surplus funds" mean, in the case of a political committee or
26 candidate, the balance of contributions that remain in the possession
27 or control of that committee or candidate subsequent to the election
28 for which the contributions were received, and that are in excess of
29 the amount necessary to pay remaining debts incurred by the committee
30 or candidate prior to that election. In the case of a continuing
31 political committee, "surplus funds" mean those contributions remaining
32 in the possession or control of the committee that are in excess of the
33 amount necessary to pay all remaining debts when it makes its final
34 report under RCW 42.17.065.

35 (29) "Writing" means handwriting, typewriting, printing,
36 photostating, photographing, and every other means of recording any
37 form of communication or representation, including, but not limited to,
38 letters, words, pictures, sounds, or symbols, or combination thereof,
39 and all papers, maps, magnetic or paper tapes, photographic films and

1 prints, motion picture, film and video recordings, magnetic or punched
2 cards, discs, drums, diskettes, sound recordings, and other documents
3 including existing data compilations from which information may be
4 obtained or translated.

5 As used in this chapter, the singular shall take the plural and any
6 gender, the other, as the context requires.

7 **PART IV"**

8 Renumber remaining sections and correct internal references
9 accordingly.

10 **SSB 6111** - S AMD
11 By Senator Smith, L.

12 On page 1, line 1 of the title, after "RCW" insert "42.17.020,
13 42.17.170,"

14 On page 1, line 4 of the title, after "86.09.286;" insert "adding
15 new sections to chapter 42.17 RCW."