

1 5576-S2 AAS 3/14/95

2 **2SSB 5576** - S AMD 170 (S2403.1)
3 By Senators Haugen and Winsley

4 ADOPTED 3/14/95

5 On page 4, at the beginning of line 20, strike all material through
6 "June" and insert "second Monday in July"

7 Effect of amendment: Changes the commencement of the regular candidate
8 filing period from the first Monday of June to the second Monday of
9 July. The period currently commences on the fourth Monday of July.

10 **2SSB 5576** - S AMD 171 (S2402.1)
11 By Senators Haugen and Winsley

12 ADOPTED 3/14/95

13 On page 8, beginning on line 6, strike all of section 14 and insert
14 the following:

15 "**Sec. 14.** RCW 29.81A.010 and 1984 c 106 s 3 are each amended to
16 read as follows:

17 At least ninety days before any primary or general election, or at
18 least ((~~forty~~)) forty-five days before any special election held under
19 RCW 29.13.010 or 29.13.020, the legislative authority of any county or
20 first-class or code city may adopt an ordinance authorizing the
21 publication, in printed or electronic format or both, and distribution
22 of a local voters' pamphlet. The pamphlet shall provide information on
23 all measures ((~~within~~)) that will be on the ballot in that jurisdiction
24 and may, if specified in the ordinance, include information on
25 candidates ((~~within~~)) whose names will be on the ballot in
26 that jurisdiction. If both a county and a first-class or code city within
27 that county authorize a local voters' pamphlet for the same election,
28 the pamphlet shall be produced jointly by the county and the first-
29 class or code city. If no agreement can be reached between the county
30 and first-class or code city, the county and first-class or code city
31 may each produce a pamphlet. Any ordinance adopted authorizing a local
32 voters' pamphlet may be for a specific primary, special election, or

1 general election or for any future primaries or elections. The format
2 of any local voters' pamphlet shall, whenever applicable, comply with
3 the provisions of chapters 29.80 and 29.81 RCW regarding the
4 publication of the state candidates' and voters' pamphlets.

5 **Sec. 15.** RCW 29.81A.020 and 1994 c 191 s 1 are each amended to
6 read as follows:

7 (1) Not later than (~~ninety days~~) May 1st for a primary or general
8 election or ninety days before a special election not scheduled at the
9 same time as a primary or general election, before the publication and
10 distribution of a local voters' pamphlet by a county, the county
11 auditor shall notify each city, town, or special taxing district
12 located (~~wholly~~) within that county that a pamphlet will be produced.

13 (2) If a voters' pamphlet is published by the county for a primary
14 or general election, the pamphlet shall be published for the elective
15 offices and ballot measures of the county and for the elective offices
16 and ballot measures of each unit of local government located
17 (~~entirely~~) within the county which will appear on the ballot at that
18 primary or election. However, the offices and measures of a first
19 class or code city shall not be included in the pamphlet if the city
20 publishes and distributes its own voters' pamphlet for the primary or
21 election for its offices and measures. The offices and measures of any
22 other town or city are not required to appear in the county's pamphlet
23 if the town or city is obligated by ordinance or charter to publish and
24 distribute a voters' pamphlet for the primary or election for its
25 offices and measures and it does so.

26 If the required appearance in a county's voters' pamphlet of the
27 offices or measures of a unit of local government would create (~~undue~~
28 ~~{undue}~~) undue financial hardship for the unit of government, the
29 legislative authority of the unit may petition the legislative
30 authority of the county to waive this requirement. The legislative
31 authority of the county may provide such a waiver if it does so not
32 later than (~~sixty days before the publication of the pamphlet and~~)
33 June 15th for a primary or general election or sixty days before a
34 special election not occurring at the same time as a primary or general
35 election where a pamphlet will be published if it finds that the
36 requirement would create such hardship.

37 (3) If a city, town, or district is located within more than one
38 county, the respective county auditors may enter into an interlocal

1 agreement to permit the distribution of each county's local voters'
2 pamphlet into those parts of the city, town, or district located
3 outside of that county.

4 (4) If a first-class or code city authorizes the production and
5 distribution of a local voters' pamphlet, the city clerk of that city
6 shall notify any special taxing district located (~~wholly~~) within that
7 city that a pamphlet will be produced. Notification shall be provided
8 in the manner required or provided for in subsection (1) of this
9 section.

10 (5) A unit of local government located within a county and the
11 county may enter into an interlocal agreement for the publication of a
12 voters' pamphlet for offices or measures not required by subsection (2)
13 of this section to appear in a county's pamphlet.

14 **Sec. 16.** RCW 29.81A.040 and 1984 c 106 s 6 are each amended to
15 read as follows:

16 The local voters' pamphlet shall include but not be limited to the
17 following:

18 (1) Appearing on the cover, the words "official local voters'
19 pamphlet," the name of the jurisdiction producing the pamphlet, the
20 jurisdictions that have measures or candidates in the pamphlet, and the
21 date of the election or primary;

22 (2) Information on how a person may register to vote and obtain an
23 absentee ballot;

24 (3) The (~~text~~) ballot title of each measure accompanied by an
25 explanatory statement prepared by the prosecuting attorney for any
26 county measure or by the attorney for the jurisdiction submitting the
27 measure if other than a county measure. The explanatory statement
28 shall not intentionally be an argument likely to create prejudice
29 either for, or against, the measure. All explanatory statements for
30 city, town, or district measures (~~not approved by the attorney for the~~
31 ~~jurisdiction submitting the measure~~) shall be reviewed and approved by
32 the county prosecuting attorney (~~or city attorney, when applicable,~~)
33 before inclusion in the pamphlet. The full text of the measure may be
34 either included in the pamphlet or made available upon request at the
35 discretion of the jurisdiction publishing the pamphlet;

36 (4) The arguments for and against each measure submitted by
37 committees selected pursuant to RCW 29.81A.080.

1 On page 10, beginning on line 19, after "preceding the" strike all
2 material through "in" on line 20, and insert "~~((expiration of a state
3 legislator's term in))~~ last day for certification of the election
4 results for a state legislator's election to"

5 On page 10, beginning on line 27, after "permitted." strike all
6 material through "office." on line 30

7 On page 10, after line 35, insert the following:

8 "Sec. 19. RCW 42.17.160 and 1982 c 147 s 12 are each amended to
9 read as follows:

10 REGISTRATION AND REPORTING. The following persons and activities
11 shall be exempt from registration and reporting under RCW 42.17.150,
12 42.17.170, and 42.17.200:

13 (1) Persons who limit their lobbying activities to appearing before
14 public sessions of committees of the legislature, or public hearings of
15 state agencies;

16 (2) Activities by lobbyists or other persons whose participation
17 has been solicited by an agency under RCW 34.05.310(2);

18 (3) News or feature reporting activities and editorial comment by
19 working members of the press, radio, or television and the publication
20 or dissemination thereof by a newspaper, book publisher, regularly
21 published periodical, radio station, or television station;

22 ~~((3))~~ (4) Persons who lobby without compensation or other
23 consideration for acting as a lobbyist: PROVIDED, Such person makes no
24 expenditure for or on behalf of any member of the legislature or
25 elected official or public officer or employee of the state of
26 Washington in connection with such lobbying. The exemption contained
27 in this subsection is intended to permit and encourage citizens of this
28 state to lobby any legislator, public official, or state agency without
29 incurring any registration or reporting obligation provided they do not
30 exceed the limits stated above. Any person exempt under this
31 subsection ~~((3))~~ (4) may at his or her option register and report
32 under this chapter;

33 ~~((4))~~ (5) Persons who restrict their lobbying activities to no
34 more than four days or parts thereof during any three-month period and
35 whose total expenditures during such three-month period for or on
36 behalf of any one or more members of the legislature or state elected

1 officials or public officers or employees of the state of Washington in
2 connection with such lobbying do not exceed twenty-five (~~{dollars}~~)
3 dollars: PROVIDED, That the commission shall promulgate regulations to
4 require disclosure by persons exempt under this subsection or their
5 employers or entities which sponsor or coordinate the lobbying
6 activities of such persons if it determines that such regulations are
7 necessary to prevent frustration of the purposes of this chapter. Any
8 person exempt under this subsection (~~(4)~~) (5) may at his or her
9 option register and report under this chapter;

10 ~~((5))~~ (6) The governor;

11 ~~((6))~~ (7) The lieutenant governor;

12 ~~((7))~~ (8) Except as provided by RCW 42.17.190(1), members of the
13 legislature;

14 ~~((8))~~ (9) Except as provided by RCW 42.17.190(1), persons
15 employed by the legislature for the purpose of aiding in the
16 preparation or enactment of legislation or the performance of
17 legislative duties;

18 ~~((9))~~ (10) Elected officials, and officers and employees of any
19 agency reporting under RCW 42.17.190(4) as now or hereafter amended.

20 **Sec. 20.** RCW 42.17.170 and 1991 sp.s. c 18 s 2 are each amended to
21 read as follows:

22 MONTHLY PERIODIC REPORT. (1) Any lobbyist registered under RCW
23 42.17.150 and any person who lobbies shall file with the commission
24 periodic reports of his or her activities signed by the lobbyist. The
25 reports shall be made in the form and manner prescribed by the
26 commission. They shall be due monthly and shall be filed within
27 fifteen days after the last day of the calendar month covered by the
28 report.

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

30 (a) The totals of all expenditures for lobbying activities made or
31 incurred by such lobbyist or on behalf of such lobbyist by the
32 lobbyist's employer during the period covered by the report. Such
33 totals for lobbying activities shall be segregated according to
34 financial category, including compensation; food and refreshments;
35 living accommodations; advertising; travel; contributions; and other
36 expenses or services. Each individual expenditure of more than twenty-
37 five dollars for entertainment shall be identified by date, place,
38 amount, and the names of all persons in the group partaking in or of

1 such entertainment including any portion thereof attributable to the
2 lobbyist's participation therein, (~~without~~) and shall include amounts
3 actually expended on each person where calculable, or allocating any
4 portion of ((such)) the expenditure to individual participants.
5 (~~However, if the expenditure for a single hosted reception is more~~
6 ~~than one hundred dollars per person partaking therein, the report shall~~
7 ~~specify the per person amount, which shall be determined by dividing~~
8 ~~the total amount of the expenditure by the total number of persons~~
9 ~~partaking in the reception.))~~)

10 Notwithstanding the foregoing, lobbyists are not required to report
11 the following:

12 (i) Unreimbursed personal living and travel expenses not incurred
13 directly for lobbying;

14 (ii) Any expenses incurred for his or her own living
15 accommodations;

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

18 (iv) Any expenses incurred for telephone, and any office expenses,
19 including rent and salaries and wages paid for staff and secretarial
20 assistance.

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

24 (c) An itemized listing of each such expenditure, whether
25 contributed by the lobbyist personally or delivered or transmitted by
26 the lobbyist, in the nature of a contribution of money or of tangible
27 or intangible personal property to any candidate, elected official, or
28 officer or employee of any agency, or any political committee
29 supporting or opposing any ballot proposition, or for or on behalf of
30 any candidate, elected official, or officer or employee of any agency,
31 or any political committee supporting or opposing any ballot
32 proposition. All contributions made to, or for the benefit of, any
33 candidate, elected official, or officer or employee of any agency, or
34 any political committee supporting or opposing any ballot proposition
35 shall be identified by date, amount, and the name of the candidate,
36 elected official, or officer or employee of any agency, or any
37 political committee supporting or opposing any ballot proposition
38 receiving, or to be benefited by each such contribution.

39 (d) The subject matter of proposed legislation or other legislative

1 activity or rule-making under chapter 34.05 RCW, the state
2 Administrative Procedure Act, and the state agency considering the
3 same, which the lobbyist has been engaged in supporting or opposing
4 during the reporting period, unless exempt under RCW 42.17.160(2).

5 (e) Such other information relevant to lobbying activities as the
6 commission shall by rule prescribe. Information supporting such
7 activities as are required to be reported is subject to audit by the
8 commission.

9 (f) ~~((A listing of each gift, as defined in RCW 42.17.020, made to
10 a state elected official or executive state officer or to a member of
11 the immediate family of such an official or officer. Such a gift shall
12 be separately identified by the date it was given, the approximate
13 value of the gift, and the name of the recipient. However, for a
14 hosted reception where the average per person amount is reported under
15 (a) of this subsection, the approximate value for the gift of partaking
16 in the event is such average per person amount. The commission shall
17 adopt forms to be used for reporting the giving of gifts under this
18 subsection (2)(f). The forms shall be designed to permit a lobbyist to
19 report on a separate form for each recipient the reportable gifts given
20 to that recipient during the reporting period or, alternatively, to
21 report on one form all reportable gifts given by the lobbyist during
22 the reporting period))~~ A listing of each payment for an item specified
23 in RCW 42.52.150(5) in excess of fifty dollars made to a state elected
24 official, state officer, or state employee. Each item shall be
25 identified by recipient, date, and approximate value of the item.

26 (g) The total expenditures made during the reporting period by the
27 lobbyist for lobbying purposes, whether through or on behalf of a
28 lobbyist or otherwise. As used in this subsection, "expenditures"
29 includes amounts paid or incurred during the reporting period for (i)
30 political advertising as defined in RCW 42.17.020; and (ii) public
31 relations, telemarketing, polling, or similar activities if such
32 activities, directly or indirectly, are intended, designed, or
33 calculated to influence legislation or the adoption or rejection of a
34 rule, standard, or rate by an agency under the administrative procedure
35 act. The report shall specify the amount, the person to whom the
36 amount was paid, and a brief description of the activity.

37 (3) If a state elected official or a member of such an official's
38 immediate family is identified by a lobbyist in such a report as having
39 received from the lobbyist ~~((a gift, as defined in RCW 42.17.020))~~ an

1 item specified in RCW 42.52.150(5), the lobbyist shall transmit to the
2 official a copy of the completed form used to identify the ((gift))
3 item in the report at the same time the report is filed with the
4 commission.

5 (4) The commission may adopt rules to vary the content of lobbyist
6 reports to address specific circumstances, consistent with this
7 section."

8 Renumber the remaining sections consecutively.

9 **2SSB 5576** - S AMD - 216 (S2612.3)
10 By Senators Drew and Smith

11 ADOPTED 3/14/95

12 On page 1, line 4 of the title, after "29.80.090," strike "and
13 42.17.132" and insert "42.17.132, 42.17.160, and 42.17.170"

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