

2 SHB 1510 - S COMM AMD

3 By Committee on Government Operations

4

5 Strike everything after the enacting clause and insert the  
6 following:

7 "Sec. 1. RCW 42.17.240 and 1995 c 397 s 8 are each amended to read  
8 as follows:

9 (1) Every elected official and every executive state officer shall  
10 after January 1st and before April 15th of each year file with the  
11 commission a statement of financial affairs for the preceding calendar  
12 year. However, any local elected official whose term of office expires  
13 immediately after December 31st shall file the statement required to be  
14 filed by this section for the year that ended on that December 31st.

15 (2) Every candidate shall within two weeks of becoming a candidate  
16 file with the commission a statement of financial affairs for the  
17 preceding twelve months.

18 (3) Every person appointed to a vacancy in an elective office or  
19 executive state officer position shall within two weeks of being so  
20 appointed file with the commission a statement of financial affairs for  
21 the preceding twelve months.

22 (4) A statement of a candidate or appointee filed during the period  
23 from January 1st to April 15th shall cover the period from January 1st  
24 of the preceding calendar year to the time of candidacy or appointment  
25 if the filing of the statement would relieve the individual of a prior  
26 obligation to file a statement covering the entire preceding calendar  
27 year.

28 (5) Beginning with reports for calendar year 1998, the employer of  
29 an elected official or executive state officer required to file a  
30 statement of financial affairs under this section shall, after January  
31 1st and before April 15th of each year, file with the commission a  
32 statement of authorized expenses, as described under RCW 42.17.241(4),  
33 for the preceding calendar year.

34 (6) No individual may be required to file more than once in any  
35 calendar year.

1       (~~(6)~~) (7) Each statement of financial affairs filed under this  
2 section shall be sworn as to its truth and accuracy.

3       (~~(7)~~) (8) Every elected official and every executive state  
4 officer shall file with their statement of financial affairs a  
5 statement certifying that they have read and are familiar with RCW  
6 42.17.130 or 42.52.180, whichever is applicable.

7       (~~(8)~~) (9) For the purposes of this section, the term "executive  
8 state officer" includes those listed in RCW 42.17.2401.

9       (~~(9)~~) (10) This section does not apply to incumbents or  
10 candidates for a federal office or the office of precinct committee  
11 officer.

12       **Sec. 2.** RCW 42.17.241 and 1995 c 397 s 9 are each amended to read  
13 as follows:

14       (1) The statement of financial affairs required by RCW 42.17.240  
15 shall disclose for the reporting individual and each member of his or  
16 her immediate family:

17       (a) Occupation, name of employer, and business address; (~~and~~)

18       (b) Each bank or savings account or insurance policy in which any  
19 such person or persons owned a direct financial interest that exceeded  
20 five thousand dollars at any time during the reporting period; each  
21 other item of intangible personal property in which any such person or  
22 persons owned a direct financial interest, the value of which exceeded  
23 five hundred dollars during the reporting period; the name, address,  
24 and nature of the entity; and the nature and highest value of each such  
25 direct financial interest during the reporting period; (~~and~~)

26       (c) The name and address of each creditor to whom the value of five  
27 hundred dollars or more was owed; the original amount of each debt to  
28 each such creditor; the amount of each debt owed to each creditor as of  
29 the date of filing; the terms of repayment of each such debt; and the  
30 security given, if any, for each such debt: PROVIDED, That debts  
31 arising out of a "retail installment transaction" as defined in chapter  
32 63.14 RCW (Retail Installment Sales Act) need not be reported; (~~and~~)

33       (d) Every public or private office, directorship, and position held  
34 as trustee; (~~and~~)

35       (e) All persons for whom any legislation, rule, rate, or standard  
36 has been prepared, promoted, or opposed for current or deferred  
37 compensation: PROVIDED, That for the purposes of this subsection,  
38 "compensation" does not include payments made to the person reporting

1 by the governmental entity for which such person serves as an elected  
2 official or state executive officer or professional staff member for  
3 his service in office; the description of such actual or proposed  
4 legislation, rules, rates, or standards; and the amount of current or  
5 deferred compensation paid or promised to be paid; ((and))

6 (f) The name and address of each governmental entity, corporation,  
7 partnership, joint venture, sole proprietorship, association, union, or  
8 other business or commercial entity from whom compensation has been  
9 received in any form of a total value of five hundred dollars or more;  
10 the value of the compensation; and the consideration given or performed  
11 in exchange for the compensation; ((and))

12 (g) The name of any corporation, partnership, joint venture,  
13 association, union, or other entity in which is held any office,  
14 directorship, or any general partnership interest, or an ownership  
15 interest of ten percent or more; the name or title of that office,  
16 directorship, or partnership; the nature of ownership interest; and  
17 with respect to each such entity: (i) With respect to a governmental  
18 unit in which the official seeks or holds any office or position, if  
19 the entity has received compensation in any form during the preceding  
20 twelve months from the governmental unit, the value of the compensation  
21 and the consideration given or performed in exchange for the  
22 compensation; (ii) the name of each governmental unit, corporation,  
23 partnership, joint venture, sole proprietorship, association, union, or  
24 other business or commercial entity from which the entity has received  
25 compensation in any form in the amount of two thousand five hundred  
26 dollars or more during the preceding twelve months and the  
27 consideration given or performed in exchange for the compensation:  
28 PROVIDED, That the term "compensation" for purposes of this subsection  
29 (1)(g)(ii) does not include payment for water and other utility  
30 services at rates approved by the Washington state utilities and  
31 transportation commission or the legislative authority of the public  
32 entity providing the service: PROVIDED, FURTHER, That with respect to  
33 any bank or commercial lending institution in which is held any office,  
34 directorship, partnership interest, or ownership interest, it shall  
35 only be necessary to report either the name, address, and occupation of  
36 every director and officer of the bank or commercial lending  
37 institution and the average monthly balance of each account held during  
38 the preceding twelve months by the bank or commercial lending  
39 institution from the governmental entity for which the individual is an

1 official or candidate or professional staff member, or all interest  
2 paid by a borrower on loans from and all interest paid to a depositor  
3 by the bank or commercial lending institution if the interest exceeds  
4 six hundred dollars; ((and))

5 (h) A list, including legal or other sufficient descriptions as  
6 prescribed by the commission, of all real property in the state of  
7 Washington, the assessed valuation of which exceeds two thousand five  
8 hundred dollars in which any direct financial interest was acquired  
9 during the preceding calendar year, and a statement of the amount and  
10 nature of the financial interest and of the consideration given in  
11 exchange for that interest; ((and))

12 (i) A list, including legal or other sufficient descriptions as  
13 prescribed by the commission, of all real property in the state of  
14 Washington, the assessed valuation of which exceeds two thousand five  
15 hundred dollars in which any direct financial interest was divested  
16 during the preceding calendar year, and a statement of the amount and  
17 nature of the consideration received in exchange for that interest, and  
18 the name and address of the person furnishing the consideration;  
19 ((and))

20 (j) A list, including legal or other sufficient descriptions as  
21 prescribed by the commission, of all real property in the state of  
22 Washington, the assessed valuation of which exceeds two thousand five  
23 hundred dollars in which a direct financial interest was held:  
24 PROVIDED, That if a description of the property has been included in a  
25 report previously filed, the property may be listed, for purposes of  
26 this provision, by reference to the previously filed report; ((and))

27 (k) A list, including legal or other sufficient descriptions as  
28 prescribed by the commission, of all real property in the state of  
29 Washington, the assessed valuation of which exceeds five thousand  
30 dollars, in which a corporation, partnership, firm, enterprise, or  
31 other entity had a direct financial interest, in which corporation,  
32 partnership, firm, or enterprise a ten percent or greater ownership  
33 interest was held; ((and))

34 (l) A list of each occasion, specifying date, donor, and amount, at  
35 which food and beverage in excess of fifty dollars was accepted under  
36 RCW 42.52.150(5); ((and))

37 (m) Except for the items subject to reporting in a statement of  
38 authorized expenses under subsection (4) of this section, a list of  
39 each occasion, specifying date, donor, and amount, at which items

1 specified in RCW 42.52.010(~~((9) (d) and (f))~~) (10) (d) and (f) were  
2 accepted; (~~{and}~~) and

3 (n) Such other information as the commission may deem necessary in  
4 order to properly carry out the purposes and policies of this chapter,  
5 as the commission shall prescribe by rule.

6 (2) Where an amount is required to be reported under subsection (1)  
7 (a) through (m) of this section or under subsection (4) of this  
8 section, it shall be sufficient to comply with the requirement to  
9 report whether the amount is less than one thousand dollars, at least  
10 one thousand dollars but less than five thousand dollars, at least five  
11 thousand dollars but less than ten thousand dollars, at least ten  
12 thousand dollars but less than twenty-five thousand dollars, or twenty-  
13 five thousand dollars or more. An amount of stock may be reported by  
14 number of shares instead of by market value. No provision of this  
15 subsection may be interpreted to prevent any person from filing more  
16 information or more detailed information than required.

17 (3) Items of value given to an official's or employee's spouse or  
18 family member are attributable to the official or employee, except the  
19 item is not attributable if an independent business, family, or social  
20 relationship exists between the donor and the spouse or family member.

21 (4) For the statement of authorized expenses required by RCW  
22 42.17.240(5), the employer of an elected official or executive state  
23 officer shall disclose the items specified in RCW 42.52.010(10) (d) and  
24 (f) that the employer authorizes the official or officer to accept, and  
25 that the official or officer accepts, in his or her official capacity.  
26 The report must list the date, amount, source, and a description of the  
27 items."

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31 On page 1, line 1 of the title, after "matters;" strike the  
32 remainder of the title and insert "and amending RCW 42.17.240 and  
33 42.17.241."

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