
HOUSE BILL 1510

State of Washington

55th Legislature

1997 Regular Session

By Representatives Wensman, D. Schmidt, Scott, Doumit and Cooper

Read first time 01/29/97. Referred to Committee on Government Administration.

1 AN ACT Relating to filing statements of financial matters; amending
2 RCW 42.17.240 and 42.17.241; and declaring an emergency.

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

4 **Sec. 1.** RCW 42.17.240 and 1995 c 397 s 8 are each amended to read
5 as follows:

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

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

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

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

7 (5) Beginning with reports for calendar year 1996, the employer of
8 an elected official or executive state officer required to file a
9 statement of financial affairs under this section shall, after January
10 1st and before April 15th of each year, file with the commission a
11 statement of authorized expenses, as described under RCW 42.17.241(4),
12 for the preceding calendar year.

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

15 ~~((+6))~~ (7) Each statement of financial affairs filed under this
16 section shall be sworn as to its truth and accuracy.

17 ~~((+7))~~ (8) Every elected official and every executive state
18 officer shall file with their statement of financial affairs a
19 statement certifying that they have read and are familiar with RCW
20 42.17.130 or 42.52.180, whichever is applicable.

21 ~~((+8))~~ (9) For the purposes of this section, the term "executive
22 state officer" includes those listed in RCW 42.17.2401.

23 ~~((+9))~~ (10) This section does not apply to incumbents or
24 candidates for a federal office or the office of precinct committee
25 officer.

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

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

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

32 (b) Each bank or savings account or insurance policy in which any
33 such person or persons owned a direct financial interest that exceeded
34 five thousand dollars at any time during the reporting period; each
35 other item of intangible personal property in which any such person or
36 persons owned a direct financial interest, the value of which exceeded
37 five hundred dollars during the reporting period; the name, address,

1 and nature of the entity; and the nature and highest value of each such
2 direct financial interest during the reporting period; ((and))

3 (c) The name and address of each creditor to whom the value of five
4 hundred dollars or more was owed; the original amount of each debt to
5 each such creditor; the amount of each debt owed to each creditor as of
6 the date of filing; the terms of repayment of each such debt; and the
7 security given, if any, for each such debt: PROVIDED, That debts
8 arising out of a "retail installment transaction" as defined in chapter
9 63.14 RCW (Retail Installment Sales Act) need not be reported; ((and))

10 (d) Every public or private office, directorship, and position held
11 as trustee; ((and))

12 (e) All persons for whom any legislation, rule, rate, or standard
13 has been prepared, promoted, or opposed for current or deferred
14 compensation: PROVIDED, That for the purposes of this subsection,
15 "compensation" does not include payments made to the person reporting
16 by the governmental entity for which such person serves as an elected
17 official or state executive officer or professional staff member for
18 his service in office; the description of such actual or proposed
19 legislation, rules, rates, or standards; and the amount of current or
20 deferred compensation paid or promised to be paid; ((and))

21 (f) The name and address of each governmental entity, corporation,
22 partnership, joint venture, sole proprietorship, association, union, or
23 other business or commercial entity from whom compensation has been
24 received in any form of a total value of five hundred dollars or more;
25 the value of the compensation; and the consideration given or performed
26 in exchange for the compensation; ((and))

27 (g) The name of any corporation, partnership, joint venture,
28 association, union, or other entity in which is held any office,
29 directorship, or any general partnership interest, or an ownership
30 interest of ten percent or more; the name or title of that office,
31 directorship, or partnership; the nature of ownership interest; and
32 with respect to each such entity: (i) With respect to a governmental
33 unit in which the official seeks or holds any office or position, if
34 the entity has received compensation in any form during the preceding
35 twelve months from the governmental unit, the value of the compensation
36 and the consideration given or performed in exchange for the
37 compensation; (ii) the name of each governmental unit, corporation,
38 partnership, joint venture, sole proprietorship, association, union, or
39 other business or commercial entity from which the entity has received

1 compensation in any form in the amount of two thousand five hundred
2 dollars or more during the preceding twelve months and the
3 consideration given or performed in exchange for the compensation:
4 PROVIDED, That the term "compensation" for purposes of this subsection
5 (1)(g)(ii) does not include payment for water and other utility
6 services at rates approved by the Washington state utilities and
7 transportation commission or the legislative authority of the public
8 entity providing the service: PROVIDED, FURTHER, That with respect to
9 any bank or commercial lending institution in which is held any office,
10 directorship, partnership interest, or ownership interest, it shall
11 only be necessary to report either the name, address, and occupation of
12 every director and officer of the bank or commercial lending
13 institution and the average monthly balance of each account held during
14 the preceding twelve months by the bank or commercial lending
15 institution from the governmental entity for which the individual is an
16 official or candidate or professional staff member, or all interest
17 paid by a borrower on loans from and all interest paid to a depositor
18 by the bank or commercial lending institution if the interest exceeds
19 six hundred dollars; ((and))

20 (h) 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 any direct financial interest was acquired
24 during the preceding calendar year, and a statement of the amount and
25 nature of the financial interest and of the consideration given in
26 exchange for that interest; ((and))

27 (i) 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 two thousand five
30 hundred dollars in which any direct financial interest was divested
31 during the preceding calendar year, and a statement of the amount and
32 nature of the consideration received in exchange for that interest, and
33 the name and address of the person furnishing the consideration;
34 ((and))

35 (j) A list, including legal or other sufficient descriptions as
36 prescribed by the commission, of all real property in the state of
37 Washington, the assessed valuation of which exceeds two thousand five
38 hundred dollars in which a direct financial interest was held:
39 PROVIDED, That if a description of the property has been included in a

1 report previously filed, the property may be listed, for purposes of
2 this provision, by reference to the previously filed report; (~~and~~)

3 (k) A list, including legal or other sufficient descriptions as
4 prescribed by the commission, of all real property in the state of
5 Washington, the assessed valuation of which exceeds five thousand
6 dollars, in which a corporation, partnership, firm, enterprise, or
7 other entity had a direct financial interest, in which corporation,
8 partnership, firm, or enterprise a ten percent or greater ownership
9 interest was held; (~~and~~)

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

13 (m) Except for the items subject to reporting in a statement of
14 authorized expenses under subsection (4) of this section, a list of
15 each occasion, specifying date, donor, and amount, at which items
16 specified in RCW 42.52.010(~~(9) (d) and (f)~~) (10) (d) and (f) were
17 accepted; (~~and~~) and

18 (n) Except as limited by subsection (2) of this section, such other
19 information as the commission may deem necessary in order to properly
20 carry out the purposes and policies of this chapter, as the commission
21 shall prescribe by rule.

22 (2) Where an amount is required to be reported under subsection (1)
23 (a) through (m) of this section or under subsection (4) of this
24 section, it shall be sufficient to comply with the requirement to
25 report whether the amount is less than one thousand dollars, at least
26 one thousand dollars but less than five thousand dollars, at least five
27 thousand dollars but less than ten thousand dollars, at least ten
28 thousand dollars but less than twenty-five thousand dollars, or twenty-
29 five thousand dollars or more. An amount of stock may be reported by
30 number of shares instead of by market value. No provision of this
31 subsection may be interpreted to prevent any person from filing more
32 information or more detailed information than required.

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

37 (4) For the statement of authorized expenses required by RCW
38 42.17.240(5), the employer of an elected official or executive state
39 officer shall disclose the items specified in RCW 42.52.010(10) (d) and

1 (f) that the employer authorizes the official or officer to accept, and
2 that the official or officer accepts, in his or her official capacity.
3 The report must list the date, amount, and a description of the items.

4 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
5 preservation of the public peace, health, or safety, or support of the
6 state government and its existing public institutions, and takes effect
7 immediately.

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