

**3SHB 1226** - S COMM AMD

By Committee on Government Operations & Elections

ADOPTED 03/01/2006

1 Strike everything after the enacting clause and insert the  
2 following:

3 "Sec. 1. RCW 42.17.640 and 2005 c 445 s 11 are each amended to  
4 read as follows:

5 (1) The contribution limits in this section apply to:

6 (a) Candidates for state legislative office;

7 (b) Candidates for state office other than state legislative  
8 office;

9 (c) Candidates for county office in a county that has over two  
10 hundred thousand registered voters;

11 (d) Candidates for special purpose district office if that district  
12 is authorized to provide freight and passenger transfer and terminal  
13 facilities and that district has over two hundred thousand registered  
14 voters;

15 (e) Persons holding an office in (a) through (d) of this subsection  
16 against whom recall charges have been filed or to a political committee  
17 having the expectation of making expenditures in support of the recall  
18 of a person holding the office;

19 (f) Caucus political committees;

20 (g) Bona fide political parties.

21 (2) No person, other than a bona fide political party or a caucus  
22 political committee, may make contributions to a candidate for a state  
23 legislative office or county office that in the aggregate exceed seven  
24 hundred dollars or to a candidate for a public office in a special  
25 purpose district or a state office other than a state legislative  
26 office that in the aggregate exceed one thousand four hundred dollars  
27 for each election in which the candidate is on the ballot or appears as  
28 a write-in candidate. Contributions to candidates subject to the  
29 limits in this section made with respect to a primary may not be made  
30 after the date of the primary. However, contributions to a candidate

1 or a candidate's authorized committee may be made with respect to a  
2 primary until thirty days after the primary, subject to the following  
3 limitations: (a) The candidate lost the primary; (b) the candidate's  
4 authorized committee has insufficient funds to pay debts outstanding as  
5 of the date of the primary; and (c) the contributions may only be  
6 raised and spent to satisfy the outstanding debt. Contributions to  
7 candidates subject to the limits in this section made with respect to  
8 a general election may not be made after the final day of the  
9 applicable election cycle.

10 ~~((+2))~~ (3) No person, other than a bona fide political party or a  
11 caucus political committee, may make contributions to a state official,  
12 a county official, or a public official in a special purpose district  
13 against whom recall charges have been filed, or to a political  
14 committee having the expectation of making expenditures in support of  
15 the recall of the state official, county official, or public official  
16 in a special purpose district during a recall campaign that in the  
17 aggregate exceed seven hundred dollars if for a state legislative  
18 office or county office or one thousand four hundred dollars if for a  
19 special purpose district office or a state office other than a state  
20 legislative office.

21 ~~((+3))~~ (4)(a) Notwithstanding subsection ~~((+1))~~ (2) of this  
22 section, no bona fide political party or caucus political committee may  
23 make contributions to a candidate during an election cycle that in the  
24 aggregate exceed (i) seventy cents multiplied by the number of eligible  
25 registered voters in the jurisdiction from which the candidate is  
26 elected if the contributor is a caucus political committee or the  
27 governing body of a state organization, or (ii) thirty-five cents  
28 multiplied by the number of registered voters in the jurisdiction from  
29 which the candidate is elected if the contributor is a county central  
30 committee or a legislative district committee.

31 (b) No candidate may accept contributions from a county central  
32 committee or a legislative district committee during an election cycle  
33 that when combined with contributions from other county central  
34 committees or legislative district committees would in the aggregate  
35 exceed thirty-five cents times the number of registered voters in the  
36 jurisdiction from which the candidate is elected.

37 ~~((+4))~~ (5)(a) Notwithstanding subsection ~~((+2))~~ (3) of this  
38 section, no bona fide political party or caucus political committee may

1 make contributions to a state official, county official, or a public  
2 official in a special purpose district against whom recall charges have  
3 been filed, or to a political committee having the expectation of  
4 making expenditures in support of the state official, county official,  
5 or a public official in a special purpose district during a recall  
6 campaign that in the aggregate exceed (i) seventy cents multiplied by  
7 the number of eligible registered voters in the jurisdiction entitled  
8 to recall the state official if the contributor is a caucus political  
9 committee or the governing body of a state organization, or (ii)  
10 thirty-five cents multiplied by the number of registered voters in the  
11 jurisdiction from which the candidate is elected if the contributor is  
12 a county central committee or a legislative district committee.

13 (b) No (~~state~~) official holding an office specified in subsection  
14 (1) of this section against whom recall charges have been filed, no  
15 authorized committee of the official, and no political committee having  
16 the expectation of making expenditures in support of the recall of (~~a~~  
17 ~~state~~) the official may accept contributions from a county central  
18 committee or a legislative district committee during an election cycle  
19 that when combined with contributions from other county central  
20 committees or legislative district committees would in the aggregate  
21 exceed thirty-five cents multiplied by the number of registered voters  
22 in the jurisdiction from which the candidate is elected.

23 (~~(5)~~) (6) For purposes of determining contribution limits under  
24 subsections (~~(3) and~~) (4) and (5) of this section, the number of  
25 eligible registered voters in a jurisdiction is the number at the time  
26 of the most recent general election in the jurisdiction.

27 (~~(6)~~) (7) Notwithstanding subsections (~~(1)~~) (2) through (~~(4)~~)  
28 (5) of this section, no person other than an individual, bona fide  
29 political party, or caucus political committee may make contributions  
30 reportable under this chapter to a caucus political committee that in  
31 the aggregate exceed seven hundred dollars in a calendar year or to a  
32 bona fide political party that in the aggregate exceed three thousand  
33 five hundred dollars in a calendar year. This subsection does not  
34 apply to loans made in the ordinary course of business.

35 (~~(7)~~) (8) For the purposes of RCW 42.17.640 through 42.17.790, a  
36 contribution to the authorized political committee of a candidate(~~(7)~~)  
37 or of (~~a state~~) an official specified in subsection (1) of this

1 section against whom recall charges have been filed(~~(7)~~) is considered  
2 to be a contribution to the candidate or (~~(state)~~) official.

3 (~~(8)~~) (9) A contribution received within the twelve-month period  
4 after a recall election concerning (~~(a-state)~~) an office specified in  
5 subsection (1) of this section is considered to be a contribution  
6 during that recall campaign if the contribution is used to pay a debt  
7 or obligation incurred to influence the outcome of that recall  
8 campaign.

9 (~~(9)~~) (10) The contributions allowed by subsection (~~(2)~~) (3) of  
10 this section are in addition to those allowed by subsection (~~(1)~~) (2)  
11 of this section, and the contributions allowed by subsection (~~(4)~~)  
12 (5) of this section are in addition to those allowed by subsection  
13 (~~(3)~~) (4) of this section.

14 (~~(10)~~) (11) RCW 42.17.640 through 42.17.790 apply to a special  
15 election conducted to fill a vacancy in (~~(a-state)~~) an office specified  
16 in subsection (1) of this section. However, the contributions made to  
17 a candidate or received by a candidate for a primary or special  
18 election conducted to fill such a vacancy shall not be counted toward  
19 any of the limitations that apply to the candidate or to contributions  
20 made to the candidate for any other primary or election.

21 (~~(11)~~) (12) Notwithstanding the other subsections of this  
22 section, no corporation or business entity not doing business in  
23 Washington state, no labor union with fewer than ten members who reside  
24 in Washington state, and no political committee that has not received  
25 contributions of ten dollars or more from at least ten persons  
26 registered to vote in Washington state during the preceding one hundred  
27 eighty days may make contributions reportable under this chapter to a  
28 candidate, to a state official against whom recall charges have been  
29 filed, or to a political committee having the expectation of making  
30 expenditures in support of the recall of the official. This subsection  
31 does not apply to loans made in the ordinary course of business.

32 (~~(12)~~) (13) Notwithstanding the other subsections of this  
33 section, no county central committee or legislative district committee  
34 may make contributions reportable under this chapter to a candidate(~~(7~~  
35 ~~state-official)~~) specified in subsection (1) of this section, or an  
36 official specified in subsection (1) of this section against whom  
37 recall charges have been filed, or political committee having the  
38 expectation of making expenditures in support of the recall of (~~(a~~

1 ~~state~~) an official specified in subsection (1) of this section if the  
2 county central committee or legislative district committee is outside  
3 of the jurisdiction entitled to elect the candidate or recall the  
4 (~~state~~) official.

5 ~~((13))~~ (14) No person may accept contributions that exceed the  
6 contribution limitations provided in this section.

7 ~~((14))~~ (15) The following contributions are exempt from the  
8 contribution limits of this section:

9 (a) An expenditure or contribution earmarked for voter  
10 registration, for absentee ballot information, for precinct caucuses,  
11 for get-out-the-vote campaigns, for precinct judges or inspectors, for  
12 sample ballots, or for ballot counting, all without promotion of or  
13 political advertising for individual candidates; or

14 (b) An expenditure by a political committee for its own internal  
15 organization or fund raising without direct association with individual  
16 candidates.

17 NEW SECTION. Sec. 2. A new section is added to chapter 42.17 RCW  
18 to read as follows:

19 (1) No person may make contributions to a candidate for judicial  
20 office that in the aggregate exceed one thousand four hundred dollars  
21 for each election in which the candidate is on the ballot or appears as  
22 a write-in candidate. Contributions made with respect to a primary may  
23 not be made after the date of the primary. However, contributions to  
24 a candidate or a candidate's authorized committee may be made with  
25 respect to a primary until thirty days after the primary, subject to  
26 the following limitations: (a) The candidate lost the primary; (b) the  
27 candidate's authorized committee has insufficient funds to pay debts  
28 outstanding as of the date of the primary; and (c) the contributions  
29 may only be raised and spent to satisfy the outstanding debt.  
30 Contributions made with respect to a general election may not be made  
31 after the final day of the applicable election cycle.

32 (2) This section through RCW 42.17.790 apply to a special election  
33 conducted to fill a vacancy in an office. However, the contributions  
34 made to a candidate or received by a candidate for a primary or special  
35 election conducted to fill such a vacancy will not be counted toward  
36 any of the limitations that apply to the candidate or to contributions  
37 made to the candidate for any other primary or election.

1 (3) No person may accept contributions that exceed the contribution  
2 limitations provided in this section.

3 (4) The dollar limits in this section must be adjusted according to  
4 RCW 42.17.690.

5 NEW SECTION. **Sec. 3.** A new section is added to chapter 42.17 RCW  
6 to read as follows:

7 The commission shall adopt rules to carry out the policies of this  
8 act and is not subject to the time restrictions of RCW 42.17.370(1).

9 **Sec. 4.** RCW 42.17.700 and 1993 c 2 s 10 are each amended to read  
10 as follows:

11 (1) Contributions to candidates for state office made and received  
12 before December 3, 1992, are considered to be contributions under RCW  
13 42.17.640 through 42.17.790. Monetary contributions that exceed the  
14 contribution limitations and that have not been spent by the recipient  
15 of the contribution by December 3, 1992, must be disposed of in  
16 accordance with RCW 42.17.095.

17 (2) Contributions to other candidates subject to the contribution  
18 limits of this chapter made and received before the effective date of  
19 this act are considered to be contributions under RCW 42.17.640 through  
20 42.17.790. Contributions that exceed the contribution limitations and  
21 that have not been spent by the recipient of the contribution by the  
22 effective date of this act must be disposed of in accordance with RCW  
23 42.17.095 except for subsections (6) and (7) of that section.

24 **Sec. 5.** RCW 42.17.710 and 2003 c 164 s 3 are each amended to read  
25 as follows:

26 (1) During the period beginning on the thirtieth day before the  
27 date a regular legislative session convenes and continuing thirty days  
28 past the date of final adjournment, and during the period beginning on  
29 the date a special legislative session convenes and continuing through  
30 the date that session adjourns, no state official or a person employed  
31 by or acting on behalf of a state official or state legislator may  
32 solicit or accept contributions to a public office fund, to a candidate  
33 or authorized committee, or to retire a campaign debt. Contributions  
34 received through the mail after the thirtieth day before a regular

1 legislative session may be accepted if the contribution is postmarked  
2 prior to the thirtieth day before the session.

3 (2) This section does not apply to activities authorized in RCW  
4 43.07.370."

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5 On page 1, line 1 of the title, after "limits;" strike the  
6 remainder of the title and insert "amending RCW 42.17.640, 42.17.700,  
7 and 42.17.710; and adding new sections to chapter 42.17 RCW."

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