CERTIFICATION OF ENROLLMENT

HOUSE BILL 2662

Chapter 181, Laws of 1992
52nd Legislature
1992 Regular Session

DISQUALIFIED CANDIDATES IN NONPARTISAN ELECTIONS--SPECIAL PROCEDURES

FOR CONDUCT OF ELECTION

EFFECTIVE DATE: 7/1/92

Passed by the House February 14, 1992
Yeas 91 Nays 0

JOE KING
Speaker of the House of Representatives

Passed by the Senate March 3, 1992
Yeas 46 Nays 0

JOEL PRITCHARD
President of the Senate

I, Alan Thompson, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is HOUSE BILL 2662 as passed by the House of Representatives and the Senate on the dates hereon set forth.

ALAN THOMPSON
Chief Clerk

Approved April 1, 1992

FILED
April 1, 1992 - 11:07 a.m.

BOOTH GARDNER
Governor of the State of Washington

Secretary of State
State of Washington
AN ACT Relating to elections for nonpartisan offices; amending RCW 29.30.085; adding a new section to chapter 29.30 RCW; and providing an effective date.

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

NEW SECTION. Sec. 1. A new section is added to chapter 29.30 RCW to read as follows:

This section applies if a candidate for an elective office of a city, town, or special purpose district would, under this chapter, otherwise qualify to have his or her name printed on the general election ballot for the office, but the candidate has been declared to be unqualified to hold the office by a court of competent jurisdiction.

(1) In a case in which a primary is conducted for the office:

(a) If ballots for the general election for the office have not been ordered by the county auditor, the candidate who received the
third greatest number of votes for the office at the primary shall qualify as a candidate for general election and that candidate’s name shall be printed on the ballot for the office in lieu of the name of the disqualified candidate.

(b) If general election ballots for the office have been so ordered, votes cast for the disqualified candidate at the general election for the office shall not be counted for that office.

(2) In a case in which a primary is not conducted for the office:

(a) If ballots for the general election for the office have not been ordered by the county auditor, the name of the disqualified candidate shall not appear on the general election ballot for the office.

(b) If general election ballots for the office have been so ordered, votes cast for the disqualified candidate at the general election for the office shall not be counted for that office.

(3) If the disqualified candidate is the only candidate to have filed for the office during a regular or special filing period for the office, a void in candidacy for the office exists.

Sec. 2. RCW 29.30.085 and 1990 c 59 s 95 are each amended to read as follows:

(1) Except as provided (under) in section 1 of this act and in subsection (2) of this section, on the ballot at the general election for a nonpartisan office for which a primary was held, only the names of the candidate who received the greatest number of votes and the candidate who received the next greatest number of votes for that office shall appear under the title of that office, and the names shall appear in that order. If a primary was conducted, no candidate’s name may be printed on the subsequent general election ballot unless he or she receives at least one percent of the total votes cast for that office.
office at the preceding primary. On the ballot at the general election for any other nonpartisan office for which no primary was held, the names of the candidates shall be listed in the order determined under RCW 29.30.025.

(2) On the ballot at the general election for the office of justice of the supreme court, judge of the court of appeals, judge of the superior court, or state superintendent of public instruction, if a candidate in a contested primary receives a majority of all the votes cast for that office or position, only the name of that candidate may be printed under the title of the office for that position.

NEW SECTION. Sec. 3. This act shall take effect July 1, 1992.

Passed the House February 14, 1992.
Approved by the Governor April 1, 1992.
Filed in Office of Secretary of State April 1, 1992.