

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1132

Chapter 221, Laws of 2005

59th Legislature
2005 Regular Session

ELECTIONS--CANDIDACY FILINGS

EFFECTIVE DATE: 7/24/05

Passed by the House March 4, 2005
Yeas 96 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 14, 2005
Yeas 37 Nays 0

BRAD OWEN

President of the Senate

Approved April 28, 2005.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1132** as passed by the House of Representatives and the Senate on the dates hereon set forth.

RICHARD NAFZIGER

Chief Clerk

FILED

April 28, 2005 - 3:47 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1132

Passed Legislature - 2005 Regular Session

State of Washington 59th Legislature 2005 Regular Session

By House Committee on State Government Operations & Accountability
(originally sponsored by Representatives Nixon, Haigh and Shabro)

READ FIRST TIME 02/15/05.

1 AN ACT Relating to filing declarations of candidacy; and amending
2 RCW 29A.24.070 and 29A.24.091.

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

4 **Sec. 1.** RCW 29A.24.070 and 2003 c 111 s 607 are each amended to
5 read as follows:

6 Declarations of candidacy shall be filed with the following filing
7 officers:

8 (1) The secretary of state for declarations of candidacy for
9 statewide offices, United States senate, and United States house of
10 representatives;

11 (2) The secretary of state for declarations of candidacy for the
12 state legislature, the court of appeals, and the superior court when
13 ~~((voters—from))~~ the candidate is seeking office in a district
14 ~~((comprising more than one county vote upon the candidates))~~ comprised
15 of voters from two or more counties. The secretary of state and the
16 county auditor may accept declarations of candidacy for candidates for
17 the state legislature, the court of appeals, and the superior court
18 when the candidate is seeking office in a district comprised of voters
19 from one county;

1 (3) The county auditor for all other offices. For any nonpartisan
2 office, other than judicial offices and school director in joint
3 districts, where voters from a district comprising more than one county
4 vote upon the candidates, a declaration of candidacy shall be filed
5 with the county auditor of the county in which a majority of the
6 registered voters of the district reside. For school directors in
7 joint school districts, the declaration of candidacy shall be filed
8 with the county auditor of the county designated by the state board of
9 education as the county to which the joint school district is
10 considered as belonging under RCW 28A.323.040;

11 (4) For all other purposes of this title, a declaration of
12 candidacy for the state legislature, the court of appeals, and the
13 superior court filed with the secretary of state shall be deemed to
14 have been filed with the county auditor when the candidate is seeking
15 office in a district composed of voters from one county.

16 Each official with whom declarations of candidacy are filed under
17 this section, within one business day following the closing of the
18 applicable filing period, shall transmit to the public disclosure
19 commission the information required in RCW ((29A.24.030)) 29A.24.031
20 (1) through (4) for each declaration of candidacy filed in his or her
21 office during such filing period or a list containing the name of each
22 candidate who files such a declaration in his or her office during such
23 filing period together with a precise identification of the position
24 sought by each such candidate and the date on which each such
25 declaration was filed. Such official, within three days following his
26 or her receipt of any letter withdrawing a person's name as a
27 candidate, shall also forward a copy of such withdrawal letter to the
28 public disclosure commission.

29 **Sec. 2.** RCW 29A.24.091 and 2004 c 271 s 160 are each amended to
30 read as follows:

31 A filing fee of one dollar shall accompany each declaration of
32 candidacy for precinct committee officer; a filing fee of ten dollars
33 shall accompany the declaration of candidacy for any office with a
34 fixed annual salary of one thousand dollars or less; a filing fee equal
35 to one percent of the annual salary of the office at the time of filing
36 shall accompany the declaration of candidacy for any office with a

1 fixed annual salary of more than one thousand dollars per annum. No
2 filing fee need accompany a declaration of candidacy for any office for
3 which compensation is on a per diem or per meeting attended basis.

4 A candidate who lacks sufficient assets or income at the time of
5 filing to pay the filing fee required by this section shall submit with
6 his or her declaration of candidacy a nominating petition. The
7 petition shall contain not less than a number of signatures of
8 registered voters equal to the number of dollars of the filing fee.
9 The signatures shall be of voters registered to vote within the
10 jurisdiction of the office for which the candidate is filing.

11 When the candidacy is for:

12 (1) A legislative or judicial office that includes territory from
13 more than one county, the fee shall be paid to the secretary of state
14 for equal division between the treasuries of the counties comprising
15 the district.

16 (2) A legislative or judicial office that includes territory from
17 only one county:

18 (a) The fee shall be paid to the county auditor if the candidate
19 filed his or her declaration of candidacy with the county auditor;

20 (b) The fee shall be paid to the secretary of state if the
21 candidate filed his or her declaration of candidacy with the secretary
22 of state. The secretary of state shall then promptly transmit the fee
23 to the county auditor of the county in which the legislative or
24 judicial office is located.

25 (3) A city or town office, the fee shall be paid to the county
26 auditor who shall transmit it to the city or town clerk for deposit in
27 the city or town treasury.

Passed by the House March 4, 2005.

Passed by the Senate April 14, 2005.

Approved by the Governor April 28, 2005.

Filed in Office of Secretary of State April 28, 2005.