
HOUSE BILL 2704

State of Washington

65th Legislature

2018 Regular Session

By Representatives Hudgins, Muri, and McBride

Read first time 01/12/18. Referred to Committee on State Govt,
Elections & IT.

1 AN ACT Relating to election ballot space and voter informations;
2 amending RCW 29A.72.290, 29A.36.121, 29A.36.071, and 29A.52.220;
3 reenacting and amending RCW 29A.36.161; adding a new section to
4 chapter 29A.36 RCW; and creating a new section.

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

6 NEW SECTION. **Sec. 1.** The legislature finds that more and more
7 information is being placed directly on the ballot, making it more
8 complex. Careful management of space on each ballot will prevent the
9 need for multiple page ballots and the accompanying printing costs,
10 mailing costs, and voter return postage costs. Grouping partisan and
11 nonpartisan offices, transferring required information to other parts
12 of the mail ballot package, and streamlining ballot information will
13 promote efficient use of ballot space.

14 **Sec. 2.** RCW 29A.72.290 and 2013 c 11 s 76 are each amended to
15 read as follows:

16 The county auditor of each county shall print on the official
17 ballots for the election at which initiative and referendum measures
18 and measures for an advisory vote of the people are to be submitted
19 to the people for their approval or rejection, the serial numbers and
20 ballot titles certified by the secretary of state and the serial

1 numbers and short descriptions of measures for an advisory vote of
2 the people. They must appear under separate headings in the order of
3 the serial numbers as follows:

- 4 (1) Initiatives to the people;
- 5 (2) Referendum measures;
- 6 (3) Referendum bills;
- 7 (4) Initiatives to the legislature;
- 8 (5) Initiatives to the legislature and legislative alternatives;
- 9 (6) ~~((Advisory votes;~~
- 10 ~~(7))~~ Proposed constitutional amendments;
- 11 (7) Advisory votes.

12 **Sec. 3.** RCW 29A.36.161 and 2013 c 283 s 3 and 2013 c 11 s 44 are
13 each reenacted and amended to read as follows:

- 14 (1) On the top of each ballot must be printed:
 - 15 ~~((a))~~ Clear and concise instructions directing the voter how to
16 mark the ballot, including write-in votes(~~(; and~~
 - 17 ~~(b)~~ ~~The following statement: "For a list of the people and~~
18 ~~organizations that donated to state and local candidates and ballot~~
19 ~~measure campaigns, visit www.pdc.wa.gov." The secretary of state may~~
20 ~~substitute such language as is necessary for accuracy and clarity and~~
21 ~~consistent with the intent of this section. Alternately, at the~~
22 ~~discretion of the county auditor or local election official, the~~
23 ~~statement required by this subsection (1)(b) may be printed in a~~
24 ~~prominent position on the ballot envelope and in the materials that~~
25 ~~accompany the ballot)).~~

- 26 (2) The ballot must have a clear delineation between the ballot
27 instructions and the first ballot measure or office through the use
28 of white space, illustration, shading, color, symbol, font size, or
29 bold type. The secretary of state shall establish standards for
30 ballot design and layout consistent with this section and RCW
31 29A.04.611.

- 32 (3) The questions of adopting constitutional amendments or any
33 other state measure authorized by law to be submitted to the voters
34 at that election must appear after the instructions and before any
35 offices.

- 36 (4) In a year that president and vice president appear on the
37 general election ballot, the names of candidates for president and
38 vice president for each political party must be grouped together with
39 a single response position for a voter to indicate his or her choice.

1 The major political party that received the highest number of
2 votes from the electors of this state for the office of president of
3 the United States at the last presidential election must appear
4 first. Other major political parties must follow according to the
5 votes cast for their nominees for president at the last presidential
6 election. Independent candidates and minor parties must follow major
7 parties and be listed in the order of their qualification with the
8 secretary of state.

9 **Sec. 4.** RCW 29A.36.121 and 2013 c 11 s 42 are each amended to
10 read as follows:

11 (1) The positions or offices on a primary consolidated ballot
12 shall be arranged in substantially the following order: United States
13 senator; United States representative; governor; lieutenant governor;
14 secretary of state; state treasurer; state auditor; attorney general;
15 commissioner of public lands; insurance commissioner; superintendent
16 of public instruction; (~~insurance commissioner~~) state senator;
17 state representative; county officers; justices of the supreme court;
18 judges of the court of appeals; judges of the superior court; and
19 judges of the district court. For all other jurisdictions on the
20 primary ballot, the offices in each jurisdiction shall be grouped
21 together and be in the order of the position numbers assigned to
22 those offices, if any.

23 (2) The order of the positions or offices on a general election
24 ballot shall be substantially the same as on a primary ballot except
25 that state ballot issues must be placed before all offices. The
26 offices of president and vice president of the United States shall
27 precede all other offices on a presidential election ballot. The
28 positions on a ballot to be assigned to ballot measures regarding
29 local units of government shall be established by the secretary of
30 state by rule.

31 **Sec. 5.** RCW 29A.36.071 and 2017 c 328 s 4 are each amended to
32 read as follows:

33 (1) Except as provided to the contrary in RCW 82.14.036,
34 82.46.021, or 82.80.090, the ballot title of any referendum filed on
35 an enactment or portion of an enactment of a local government and any
36 other question submitted to the voters of a local government consists
37 of three elements: (a) An identification of the enacting legislative
38 body and a statement of the subject matter; (b) a concise description

1 of the measure; and (c) a question. The ballot title must conform
2 with the requirements and be displayed substantially as provided
3 under RCW 29A.72.050, except that the concise description must not
4 exceed (~~seventy-five~~) thirty words(~~(; however,)~~). This includes a
5 concise description submitted on behalf of a proposed or existing
6 regional transportation investment district or a proposed fire
7 protection district, as provided in RCW 52.02.160(~~(, may exceed~~
8 ~~seventy-five words)~~). If the local governmental unit is a city or a
9 town, or if the ballot title is for a referendum under RCW
10 35.13A.115, the concise statement must be prepared by the city or
11 town attorney. If the local governmental unit is a county, the
12 concise statement must be prepared by the prosecuting attorney of the
13 county. If the unit is a unit of local government other than a city,
14 town, or county, the concise statement must be prepared by the
15 prosecuting attorney of the county within which the majority area of
16 the unit is located.

17 (2) A referendum measure on the enactment of a unit of local
18 government must be advertised in the manner provided for nominees for
19 elective office.

20 (3) Subsection (1) of this section does not apply if another
21 provision of law specifies the ballot title for a specific type of
22 ballot question or proposition.

23 NEW SECTION. **Sec. 6.** A new section is added to chapter 29A.36
24 RCW to read as follows:

25 The following statement shall be displayed in a prominent
26 position on the election page of each county web site, and printed in
27 at least one of the following: The ballot envelope, the materials
28 that accompany the ballot, or the voter pamphlet, if published: "For
29 a list of the people and organizations that donated to state and
30 local candidates and ballot measure campaigns, visit www.pdc.wa.gov."
31 The secretary of state may substitute the language as necessary for
32 accuracy and clarity and consistent with the intent of this section.

33 **Sec. 7.** RCW 29A.52.220 and 2013 c 195 s 1 are each amended to
34 read as follows:

35 (1) No primary may be held for any single position in any
36 nonpartisan office if, after the last day allowed for candidates to
37 withdraw, there are no more than two candidates filed for the
38 position. The county auditor shall as soon as possible notify all the

1 candidates so affected that the office for which they filed will not
2 appear on the primary ballot.

3 (2) No primary may be held for the office of commissioner of a
4 park and recreation district, metropolitan park district, or for the
5 office of cemetery district commissioner.

6 (3) Names of candidates for offices that do not appear on the
7 primary ballot shall be printed upon the general election ballot in
8 the manner specified by RCW 29A.36.131.

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