

CERTIFICATION OF ENROLLMENT

HOUSE BILL 2082

Chapter 361, Laws of 1991
(partial veto)

52nd Legislature
1991 Regular Session

DISTRICT COURT JUDGES--QUALIFICATIONS

EFFECTIVE DATE: 7/28/91

Passed by the House March 18, 1991
Yeas 97 Nays 0

JOE KING
**Speaker of the
House of Representatives**

Passed by the Senate April 12, 1991
Yeas 39 Nays 0

JOEL PRITCHARD
President of the Senate

Approved May 21, 1991, with
the exception of section 2,
which is vetoed.

BOOTH GARDNER
Governor of the State of Washington

CERTIFICATE

I, Alan Thompson, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2082** as passed by the House of Representatives and the Senate on the dates hereon set forth.

ALAN THOMPSON
Chief Clerk

FILED

May 21, 1991 - 11:36 a.m.

Secretary of State
State of Washington

HOUSE BILL 2082

Passed Legislature - 1991 Regular Session

State of Washington 52nd Legislature 1991 Regular Session

By Representative Appelwick.

Read first time February 21, 1991. Referred to Committee on Judiciary.

1 AN ACT Relating to district courts; and amending RCW 3.34.060 and
2 3.34.100.

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

4 **Sec. 1.** RCW 3.34.060 and 1989 c 227 s 4 are each amended to read
5 as follows:

6 To be eligible to file a declaration of candidacy for and to serve
7 as a district court judge, a person must:

8 (1) Be a registered voter of the district court district and
9 electoral district, if any; and

10 (2) Be either:

11 (a) A lawyer admitted to practice law in the state of Washington;
12 or

13 (b) A person who has been elected and has served as a justice of
14 the peace, district judge, municipal judge, or police judge in
15 Washington; or

1 (c) In those districts having a population of less than (~~ten~~)
2 five thousand persons, a person who has taken and passed the qualifying
3 examination for the office of district judge as shall be provided by
4 rule of the supreme court.

5 *Sec. 2. RCW 3.34.100 and 1984 c 258 s 16 are each amended to read
6 as follows:

7
8 *If a district judge dies, resigns, is convicted of a felony, ceases*
9 *to reside in the district, fails to serve for any reason except*
10 *temporary disability, or if his or her term of office is terminated in*
11 *any other manner, the office shall be deemed vacant. The county*
12 *legislative authority shall fill all vacancies by appointment and the*
13 *judge thus appointed shall hold office until the next general election*
14 *and until a successor is elected and qualified. District judges shall*
15 *be granted (~~sick~~) leave from their positions due to illness or injury*
16 *in the same manner as sick leave is provided to other county employees.*

17 *Sec. 2 was vetoed, see message at end of chapter.

Passed the House March 18, 1991.

Passed the Senate April 12, 1991.

Approved by the Governor May 21, 1991, with the exception of
certain items which were vetoed.

Filed in Office of Secretary of State May 21, 1991.

1 Note: Governor's explanation of partial veto is as follows:

2 "I am returning herewith, without my approval as to section 2,
3 House Bill No. 2082 entitled:

4 "AN ACT Relating to district courts."

5 Section 2 of this bill addresses the question of sick leave
6 benefits for district court judges. There is confusion as to the scope
7 of the benefit being allowed under current law.

8 Section 2 attempts to clarify sick leave policy for district court
9 judges. I am not convinced, however, that the language used in section
10 2 achieves that purpose. In fact, I believe that it would add further
11 ambiguity. Because of the financial implications associated with this
12 issue, it is important that any change in the law be set forth with
13 precision.

1 I suggest that county elected officials work with district court
2 judges to clarify and resolve sick leave issues before additional
3 legislation is proposed.

4 For the reasons stated, I have vetoed section 2.

5 With the exception of section 2, House Bill No. 2082 is approved."