
HOUSE BILL 2725

State of Washington 58th Legislature 2004 Regular Session

By Representatives Hunt and McDermott

Read first time 01/20/2004. Referred to Committee on State Government.

1 AN ACT Relating to party caucuses; amending RCW 29A.04.127,
2 29A.04.157, 29A.04.310, 29A.04.420, 29A.04.570, 29A.08.605, 29A.16.040,
3 29A.20.020, 29A.20.120, 29A.20.140, 29A.20.150, 29A.20.200, 29A.24.030,
4 29A.24.080, 29A.24.100, 29A.24.130, 29A.24.210, 29A.24.310, 29A.28.020,
5 29A.28.040, 29A.28.050, 29A.28.060, 29A.36.010, 29A.36.100, 29A.36.120,
6 29A.36.130, 29A.36.190, 29A.36.200, 29A.44.020, 29A.44.130, 29A.48.030,
7 29A.52.010, 29A.52.310, 29A.52.320, 29A.60.020, 29A.60.190, 29A.60.220,
8 29A.60.240, 29A.64.010, and 29A.80.010; adding new sections to chapter
9 29A.52 RCW; creating a new section; repealing RCW 29A.36.140,
10 29A.52.110, 29A.52.120, 29A.52.130, and 29A.04.903; and declaring an
11 emergency.

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

13 **Sec. 1.** RCW 29A.04.127 and 2003 c 111 s 122 are each amended to
14 read as follows:

15 "Primary" or "primary election" means a statutory procedure for
16 nominating candidates to nonpartisan public office at the polls.

17 **Sec. 2.** RCW 29A.04.157 and 2003 c 111 s 128 are each amended to
18 read as follows:

1 "September primary" means the primary election held in September to
2 nominate candidates for nonpartisan office to be voted for at the
3 ensuing election.

4 **Sec. 3.** RCW 29A.04.310 and 2003 c 111 s 143 are each amended to
5 read as follows:

6 For nonpartisan offices, nominating primaries for general elections
7 to be held in November must be held on the third Tuesday of the
8 preceding September or on the seventh Tuesday immediately preceding
9 such general election, whichever occurs first.

10 **Sec. 4.** RCW 29A.04.420 and 2003 c 111 s 147 are each amended to
11 read as follows:

12 (1) Whenever state officers or measures are voted upon at a state
13 primary or general election held in an odd-numbered year under RCW
14 29A.04.320, the state of Washington shall assume a prorated share of
15 the costs of that state primary or general election.

16 (2) Whenever a ((primary or)) vacancy election is held to fill a
17 vacancy in the position of United States senator or United States
18 representative under chapter 29A.28 RCW, the state of Washington shall
19 assume a prorated share of the costs of that ((primary or)) vacancy
20 election.

21 (3) The county auditor shall apportion the state's share of these
22 expenses when prorating election costs under RCW 29A.04.410 and shall
23 file such expense claims with the secretary of state.

24 (4) The secretary of state shall include in his or her biennial
25 budget requests sufficient funds to carry out this section.
26 Reimbursements for election costs shall be from appropriations
27 specifically provided by law for that purpose.

28 **Sec. 5.** RCW 29A.04.570 and 2003 c 111 s 155 are each amended to
29 read as follows:

30 (1)(a) The election review staff of the office of the secretary of
31 state shall conduct a review of election-related policies, procedures,
32 and practices in an affected county or counties:

33 (i) If the unofficial returns of a ((primary or)) general election
34 for a position in the state legislature indicate that a mandatory
35 recount is likely for that position; or

1 (ii) If unofficial returns indicate a mandatory recount is likely
2 in a statewide election or an election for federal office.

3 Reviews conducted under (ii) of this subsection shall be performed
4 in as many selected counties as time and staffing permit. Reviews
5 conducted as a result of mandatory recounts shall be performed between
6 the time the unofficial returns are complete and the time the recount
7 is to take place, if possible.

8 (b) In addition to conducting reviews under (a) of this subsection,
9 the election review staff shall also conduct such a review in a county
10 periodically, in conjunction with a county primary or special or
11 general election, at the direction of the secretary of state or at the
12 request of the county auditor. If any resident of this state believes
13 that an aspect of a primary or election has been conducted
14 inappropriately in a county, the resident may file a complaint with the
15 secretary of state. The secretary shall consider such complaints in
16 scheduling periodic reviews under this section.

17 (c) Before an election review is conducted in a county, the
18 secretary of state shall provide the county auditor of the affected
19 county and the chair of the state central committee of each major
20 political party with notice that the review is to be conducted. When
21 a periodic review is to be conducted in a county at the direction of
22 the secretary of state under (b) of this subsection, the secretary
23 shall provide the affected county auditor not less than thirty days'
24 notice.

25 (2) Reviews shall be conducted in conformance with rules adopted
26 under RCW 29A.04.630. In performing a review in a county under this
27 chapter, the election review staff shall evaluate the policies and
28 procedures established for conducting the primary or election in the
29 county and the practices of those conducting it. As part of the
30 review, the election review staff shall issue to the county auditor and
31 the members of the county canvassing board a report of its findings and
32 recommendations regarding such policies, procedures, and practices. A
33 review conducted under this chapter shall not include any evaluation,
34 finding, or recommendation regarding the validity of the outcome of a
35 primary or election or the validity of any canvass of returns nor does
36 the election review staff have any jurisdiction to make such an
37 evaluation, finding, or recommendation under this title.

1 (3) The county auditor of the county in which a review is conducted
2 under this section or a member of the canvassing board of the county
3 may appeal the findings or recommendations of the election review staff
4 regarding the review by filing an appeal with the board created under
5 RCW 29A.04.510.

6 **Sec. 6.** RCW 29A.08.605 and 2003 c 111 s 236 are each amended to
7 read as follows:

8 In addition to the case-by-case maintenance required under RCW
9 29A.08.620 and 29A.08.630 and the canceling of registrations under RCW
10 29A.08.510, the county auditor shall establish a general program of
11 voter registration list maintenance. This program must be a thorough
12 review that is applied uniformly throughout the county and must be
13 nondiscriminatory in its application. Any program established must be
14 completed at least once every two years and not later than ninety days
15 before the date of a ((primary or)) general election for federal
16 office. The county may fulfill its obligations under this section in
17 one of the following ways:

18 (1) The county auditor may enter into one or more contracts with
19 the United States postal service, or its licensee, which permit the
20 auditor to use postal service change-of-address information. If the
21 auditor receives change of address information from the United States
22 postal service that indicates that a voter has changed his or her
23 residence address within the county, the auditor shall transfer the
24 registration of that voter and send a confirmation notice informing the
25 voter of the transfer to the new address. If the auditor receives
26 postal change of address information indicating that the voter has
27 moved out of the county, the auditor shall send a confirmation notice
28 to the voter and advise the voter of the need to reregister in the new
29 county. The auditor shall place the voter's registration on inactive
30 status;

31 (2) A direct, nonforwardable, nonprofit or first-class mailing to
32 every registered voter within the county bearing the postal endorsement
33 "Return Service Requested." If address correction information for a
34 voter is received by the county auditor after this mailing, the auditor
35 shall place that voter on inactive status and shall send to the voter
36 a confirmation notice;

37 (3) Any other method approved by the secretary of state.

1 **Sec. 7.** RCW 29A.16.040 and 2003 c 111 s 404 are each amended to
2 read as follows:

3 (1) Precinct boundaries may be altered at any time as long as
4 sufficient time exists prior to a given election for the necessary
5 procedural steps to be honored. Except as permitted under subsection
6 (4) of this section, no precinct boundaries may be changed during the
7 period starting on the thirtieth day prior to the first day for
8 candidates to file (~~for the primary election~~) declarations of
9 candidacy and ending with the day of the general election.

10 (2) Precincts in which voting machines or electronic voting devices
11 are used may contain as many as nine hundred active registered voters.
12 The number of poll-site ballot counting devices at each polling place
13 is at the discretion of the auditor. The number of devices must be
14 adequate to meet the expected voter turnout.

15 (3) On petition of twenty-five or more voters resident more than
16 ten miles from any polling site, the county legislative authority shall
17 establish a separate voting precinct therefor.

18 (4) The county auditor shall temporarily adjust precinct boundaries
19 when a city or town annexes unincorporated territory to the city or
20 town, or whenever unincorporated territory is incorporated as a city or
21 town. The adjustment must be made as soon as possible after the
22 approval of the annexation or incorporation. The temporary adjustment
23 must be limited to the minimum changes necessary to accommodate the
24 addition of the territory to the city or town, or to establish the
25 eligible voters within the boundaries of the new city or town, and
26 remains in effect only until precinct boundary modifications reflecting
27 the annexation or incorporation are adopted by the county legislative
28 authority.

29 The county legislative authority may establish by ordinance a
30 limitation on the maximum number of active registered voters in each
31 precinct within its jurisdiction. The limitation may be different for
32 precincts based upon the method of voting used for such precincts and
33 the number may be less than the number established by law, but in no
34 case may the number exceed that authorized by law.

35 The county legislative authority of each county in the state
36 hereafter formed shall, at their first session, divide their respective
37 counties into election precincts and establish the boundaries of the

1 precincts. The county auditor shall thereupon designate the voting
2 place for each such precinct or whether the precinct is a vote by mail
3 precinct.

4 (5) In determining the number of active registered voters for the
5 purposes of this section, persons who are ongoing absentee voters under
6 RCW 29A.40.040 shall not be counted. Nothing in this subsection may be
7 construed as altering the vote tallying requirements of RCW 29A.60.230.

8 **Sec. 8.** RCW 29A.20.020 and 2003 c 111 s 502 are each amended to
9 read as follows:

10 (1) A person filing a declaration of candidacy for an office shall,
11 at the time of filing, be a registered voter and possess the
12 qualifications specified by law for persons who may be elected to the
13 office.

14 (2) Excluding the office of precinct committee officer or a
15 temporary elected position such as a charter review board member or
16 freeholder, no person may file for more than one office.

17 (3) The name of a candidate for an office shall not appear on a
18 ballot for that office unless, except as provided in RCW 3.46.067 and
19 3.50.057, the candidate is, at the time the candidate's declaration of
20 candidacy is filed, properly registered to vote in the geographic area
21 represented by the office. For the purposes of this section, each
22 geographic area in which registered voters may cast ballots for an
23 office is represented by that office. If a person elected to an office
24 must be nominated from a district or similar division of the geographic
25 area represented by the office, the name of a candidate for the office
26 shall not appear on a ((primary)) ballot for that office unless the
27 candidate is, at the time the candidate's declaration of candidacy is
28 filed, properly registered to vote in that district or division. The
29 officer with whom declarations of candidacy must be filed under this
30 title shall review each such declaration filed regarding compliance
31 with this subsection.

32 (4) This section does not apply to the office of a member of the
33 United States Congress.

34 **Sec. 9.** RCW 29A.20.120 and 2003 c 111 s 506 are each amended to
35 read as follows:

36 (1) Any nomination of a candidate for partisan public office by

1 other than a major political party may be made only: (a) In a
2 convention held not earlier than the last Saturday in June and not
3 later than the first Saturday in July or during any of the seven days
4 immediately preceding the first day for filing declarations of
5 candidacy as fixed in accordance with RCW 29A.28.040; (b) as provided
6 by RCW 29A.60.020; or (c) as otherwise provided in this section.

7 (2) Nominations of candidates for president and vice president of
8 the United States other than by a major political party may be made
9 either at a convention conducted under subsection (1) of this section,
10 or at a similar convention taking place not earlier than the first
11 Sunday in July and not later than seventy days before the general
12 election. Conventions held during this time period may not nominate
13 candidates for any public office other than president and vice
14 president of the United States, except as provided in subsection (3) of
15 this section.

16 (3) If a special filing period for a partisan office is opened
17 under RCW 29A.24.210, candidates of minor political parties and
18 independent candidates may file for office during that special filing
19 period. The names of those candidates may not appear on the ballot
20 unless they are nominated by convention held no later than five days
21 after the close of the special filing period and a certificate of
22 nomination is filed with the filing officer no later than three days
23 after the convention. The requirements of RCW 29A.20.130 do not apply
24 to such a convention. ~~((If primary ballots or a voters' pamphlet are
25 ordered to be printed before the deadline for submitting the
26 certificate of nomination and the certificate has not been filed, then
27 the candidate's name will be included but may not appear on the general
28 election ballot unless the certificate is timely filed and the
29 candidate otherwise qualifies to appear on that ballot.))~~

30 (4) A minor political party may hold more than one convention but
31 in no case shall any such party nominate more than one candidate for
32 any one partisan public office or position. For the purpose of
33 nominating candidates for the offices of president and vice president,
34 United States senator, or a statewide office, a minor party or
35 independent candidate holding multiple conventions may add together the
36 number of signatures of different individuals from each convention
37 obtained in support of the candidate or candidates in order to obtain

1 the number required by RCW 29A.20.140. For all other offices for which
2 nominations are made, signatures of the requisite number of registered
3 voters must be obtained at a single convention.

4 **Sec. 10.** RCW 29A.20.140 and 2003 c 111 s 508 are each amended to
5 read as follows:

6 (1) To be valid, a convention must be attended by at least
7 (~~twenty-five~~) one hundred registered voters.

8 (2) In order to nominate candidates for the offices of president
9 and vice president of the United States, United States senator, United
10 States representative, or any statewide office, a nominating convention
11 shall obtain and submit to the filing officer the signatures of at
12 least (~~two hundred~~) one thousand registered voters of the state of
13 Washington. In order to nominate candidates for any other office, a
14 nominating convention shall obtain and submit to the filing officer the
15 signatures of (~~twenty-five~~) one hundred persons who are registered to
16 vote in the jurisdiction of the office for which the nominations are
17 made.

18 **Sec. 11.** RCW 29A.20.150 and 2003 c 111 s 509 are each amended to
19 read as follows:

20 A nominating petition submitted under this chapter shall clearly
21 identify the name of the minor party or independent candidate
22 convention as it appears on the certificate of nomination as required
23 by RCW 29A.20.160(3). The petition shall also contain a statement that
24 the person signing the petition is a registered voter of the state of
25 Washington and shall have a space for the voter to sign his or her name
26 and to print his or her name and address. No person may sign more than
27 one nominating petition under this chapter for (~~an~~) a single office
28 (~~for a primary or election~~).

29 **Sec. 12.** RCW 29A.20.200 and 2003 c 111 s 514 are each amended to
30 read as follows:

31 Not later than the Friday immediately preceding the first day for
32 candidates to file, the secretary of state shall notify the county
33 auditors of the names and designations of all minor party and
34 independent candidates who have filed valid convention certificates and
35 nominating petitions with that office. Except for the offices of

1 president and vice president, persons nominated under this chapter
2 shall file declarations of candidacy as provided by RCW 29A.24.030 and
3 29A.24.070. The name of a candidate nominated at a convention shall
4 not be printed upon the (~~(primary)~~) general election ballot unless he
5 or she pays the fee required by law (~~(to be paid by candidates for the~~
6 ~~same office to be nominated at a primary)~~).

7 **Sec. 13.** RCW 29A.24.030 and 2003 c 111 s 603 are each amended to
8 read as follows:

9 A candidate who desires to (~~have his or her name printed on the~~
10 ~~ballot~~) be among the candidates considered for election to an office
11 other than president of the United States, vice president of the United
12 States, or an office for which ownership of property is a prerequisite
13 to voting shall complete and file a declaration of candidacy. The
14 secretary of state shall adopt, by rule, a declaration of candidacy
15 form for the office of precinct committee officer and a separate
16 standard form for candidates for all other offices filing under this
17 chapter. Included on the standard form shall be:

18 (1) A place for the candidate to declare that he or she is a
19 registered voter within the jurisdiction of the office for which he or
20 she is filing, and the address at which he or she is registered;

21 (2) A place for the candidate to indicate the position for which he
22 or she is filing;

23 (3) A place for the candidate to indicate a party designation, if
24 applicable;

25 (4) A place for the candidate to indicate the amount of the filing
26 fee accompanying the declaration of candidacy or for the candidate to
27 indicate that he or she is filing a nominating petition in lieu of the
28 filing fee under RCW 29A.24.090;

29 (5) A place for the candidate to sign the declaration of candidacy,
30 stating that the information provided on the form is true and swearing
31 or affirming that he or she will support the Constitution and laws of
32 the United States and the Constitution and laws of the state of
33 Washington.

34 In the case of a declaration of candidacy filed electronically,
35 submission of the form constitutes agreement that the information
36 provided with the filing is true, that he or she will support the

1 Constitutions and laws of the United States and the state of
2 Washington, and that he or she agrees to electronic payment of the
3 filing fee established in RCW 29A.24.090.

4 The secretary of state may require any other information on the
5 form he or she deems appropriate to facilitate the filing process.

6 **Sec. 14.** RCW 29A.24.080 and 2003 c 111 s 608 are each amended to
7 read as follows:

8 Any candidate may mail his or her declaration of candidacy for an
9 office to the filing officer. Such declarations of candidacy shall be
10 processed by the filing officer in the following manner:

11 (1) Any declaration received by the filing officer by mail before
12 the tenth business day immediately preceding the first day for
13 candidates to file for office shall be returned to the candidate
14 submitting it, together with a notification that the declaration of
15 candidacy was received too early to be processed. The candidate shall
16 then be permitted to resubmit his or her declaration of candidacy
17 during the filing period.

18 (2) Any properly executed declaration of candidacy received by mail
19 on or after the tenth business day immediately preceding the first day
20 for candidates to file for office and before the close of business on
21 the last day of the filing period shall be included with filings made
22 in person during the filing period. In ((partisan and)) judicial
23 elections the filing officer shall determine by lot the order in which
24 the names of those candidates shall appear upon sample and absentee
25 primary ballots.

26 (3) Any declaration of candidacy received by the filing officer
27 after the close of business on the last day for candidates to file for
28 office shall be rejected and returned to the candidate attempting to
29 file it.

30 **Sec. 15.** RCW 29A.24.100 and 2003 c 111 s 610 are each amended to
31 read as follows:

32 The nominating petition authorized by RCW 29A.24.090 shall be
33 printed on sheets of uniform color and size, shall contain no more than
34 twenty numbered lines, and must be in substantially the following form:

35 The warning prescribed by RCW 29A.72.140; followed by:

1 We, the undersigned registered voters of (the state of
2 Washington or the political subdivision for which the nomination is
3 made), hereby petition (~~(that the name of)~~) (candidate's name)
4 be (~~(printed on the official primary ballot)~~) included among the
5 persons declaring themselves candidates for the office of (insert
6 name of office).

7 The petition must include a place for each individual to sign and
8 print his or her name, and the address, city, and county at which he or
9 she is registered to vote.

10 **Sec. 16.** RCW 29A.24.130 and 2003 c 111 s 613 are each amended to
11 read as follows:

12 A candidate may withdraw his or her declaration of candidacy at any
13 time before the close of business on the Thursday following the last
14 day for candidates to file under RCW 29A.24.050 by filing, with the
15 officer with whom the declaration of candidacy was filed, a signed
16 request that his or her name (~~(not be printed on the ballot)~~) be
17 withdrawn from the list of persons declaring themselves candidates for
18 a particular office. There shall be no withdrawal period for
19 declarations of candidacy filed during special filing periods held
20 under this title. The filing officer may permit the withdrawal of a
21 filing for the office of precinct committee officer at the request of
22 the candidate at any time if no absentee ballots have been issued for
23 that office and the general election ballots for that precinct have not
24 been printed. The filing officer may permit the withdrawal of a filing
25 for any elected office of a city, town, or special district at the
26 request of the candidate at any time before a primary if the primary
27 ballots for that city, town, or special district have not been ordered.
28 No filing fee may be refunded to any candidate who withdraws under this
29 section. Notice of the deadline for withdrawal of candidacy and that
30 the filing fee is not refundable shall be given to each candidate at
31 the time he or she files.

32 **Sec. 17.** RCW 29A.24.210 and 2003 c 111 s 621 are each amended to
33 read as follows:

34 Filings for a partisan elective office shall be opened for a period
35 of three normal business days whenever, on or after the first day of
36 the regular filing period and before the (~~(sixth)~~) thirteenth Tuesday

1 prior to a (~~primary~~) general election, a vacancy occurs in that
2 office, leaving an unexpired term to be filled by an election for which
3 filings have not been held.

4 Any such special three-day filing period shall be fixed by the
5 election officer with whom declarations of candidacy for that office
6 are filed. The election officer shall give notice of the special
7 three-day filing period by notifying the press, radio, and television
8 in the county or counties involved, and by such other means as may be
9 required by law.

10 Candidacies validly filed within the special three-day filing
11 period (~~shall appear on the primary ballot~~) must be treated as if
12 filed during the regular filing period.

13 **Sec. 18.** RCW 29A.24.310 and 2003 c 111 s 622 are each amended to
14 read as follows:

15 Any person who desires to be a write-in candidate and have such
16 votes counted at a primary or election may file a declaration of
17 candidacy with the officer designated in RCW 29A.24.070 not later than
18 the day before the primary or election. Declarations of candidacy for
19 write-in candidates must be accompanied by a filing fee in the same
20 manner as required of other candidates filing for the office as
21 provided in RCW 29A.24.090.

22 Votes cast for write-in candidates who have filed such declarations
23 of candidacy and write-in votes for persons appointed by political
24 parties pursuant to RCW 29A.28.020 need only specify the name of the
25 candidate in the appropriate location on the ballot in order to be
26 counted. Write-in votes cast for any other candidate, in order to be
27 counted, must designate the office sought and position number or
28 political party, if the manner in which the write-in is done does not
29 make the office or position clear. In order for write-in votes to be
30 valid in jurisdictions employing optical-scan mark sense ballot systems
31 the voter must complete the proper mark next to the write-in line for
32 that office.

33 No person may file as a write-in candidate where:

34 (1) At a general election, the person attempting to file (~~either~~
35 ~~filed as a write in candidate for the same office at the preceding~~
36 ~~primary or the person's name appeared on the ballot for the same office~~

1 ~~at the preceding primary))~~ already declared himself or herself a
2 candidate for the same office the same year;

3 (2) The person attempting to file as a write-in candidate has
4 already filed a valid write-in declaration for that primary or
5 election, unless one or the other of the two filings is for the office
6 of precinct committeeperson;

7 (3) The name of the person attempting to file already appears on
8 the ballot as a candidate for another office, unless one of the two
9 offices for which he or she is a candidate is precinct committeeperson.

10 The declaration of candidacy shall be similar to that required by
11 RCW 29A.24.030. No write-in candidate filing under this section may be
12 included in any voter's pamphlet produced under chapter 29A.32 RCW
13 unless that candidate qualifies to have his or her name printed on the
14 general election ballot. The legislative authority of any jurisdiction
15 producing a local voter's pamphlet under chapter 29A.32 RCW may
16 provide, by ordinance, for the inclusion of write-in candidates in such
17 pamphlets.

18 **Sec. 19.** RCW 29A.28.020 and 2003 c 111 s 702 are each amended to
19 read as follows:

20 A vacancy caused by the death or disqualification of any candidate
21 or nominee of a major or minor political party may be filled at any
22 time up to and including the day prior to the general election for that
23 position. For state partisan offices in any political subdivision
24 voted on solely by electors of a single county, an individual shall be
25 appointed to fill such vacancy by the county central committee in the
26 case of a major political party or by the state central committee or
27 comparable governing body in the case of a minor political party. For
28 other partisan offices, including federal or statewide offices, an
29 individual shall be appointed to fill such vacancy by the state central
30 committee or comparable governing body of the appropriate political
31 party.

32 If the vacancy occurs no later than the sixth Tuesday prior to the
33 (~~state primary or~~) general election concerned and the ballots have
34 been printed, it shall be mandatory that they be corrected by the
35 appropriate election officers. In making such correction, it shall not
36 be necessary to reprint complete ballots if any other less expensive
37 technique can be used and the resulting correction is reasonably clear.

1 If the vacancy occurs after the sixth Tuesday prior to the ((state
2 ~~primary or~~) general election and time does not exist in which to
3 correct ballots (including absentee ballots), either in total or in
4 part, then the votes cast or recorded for the person who has died or
5 become disqualified shall be counted for the person who has been named
6 to fill such vacancy.

7 When the secretary of state is the person with whom the appointment
8 by the major or minor political party is filed, the secretary shall, in
9 certifying candidates or nominations to the various county officers
10 insert the name of the person appointed to fill a vacancy.

11 If the secretary of state has already sent forth the certificate
12 when the appointment to fill a vacancy is filed, the secretary shall
13 forthwith certify to the county auditors of the proper counties the
14 name and place of residence of the person appointed to fill a vacancy,
15 the office for which the person is a candidate or nominee, the party
16 the person represents, and all other pertinent facts pertaining to the
17 vacancy.

18 **Sec. 20.** RCW 29A.28.040 and 2003 c 111 s 704 are each amended to
19 read as follows:

20 (1) Whenever a vacancy occurs in the United States house of
21 representatives or the United States senate from this state, the
22 governor shall order a special election to fill the vacancy.

23 (2) Within ten days of such vacancy occurring, he or she shall
24 issue a writ of election fixing a date for the special vacancy election
25 not less than ninety days after the issuance of the writ, fixing a date
26 ((for the primary for nominating candidates for the special vacancy
27 election)) not less than thirty days before ((the day fixed for
28 holding)) the special vacancy election by which major and minor
29 political parties must submit certificates of nomination, fixing the
30 dates for the special filing period, and designating the term or part
31 of the term for which the vacancy exists. If the vacancy is in the
32 office of United States representative, the writ of election shall
33 specify the congressional district that is vacant.

34 (3) If the vacancy occurs less than six months before a state
35 general election and before the second Friday following the close of
36 the filing period for that general election, the ((special primary

1 ~~and~~) special vacancy (~~(elections shall)~~) election must be held in
2 concert with the (~~(state primary and)~~) state general election in that
3 year.

4 (4) If the vacancy occurs on or after the first day for filing
5 under RCW 29A.24.050 and on or before the second Friday following the
6 close of the filing period, a special filing period of three normal
7 business days shall be fixed by the governor and notice thereof given
8 to all media, including press, radio, and television within the area in
9 which the vacancy election is to be held, to the end that, insofar as
10 possible, all interested persons will be aware of such filing period.
11 The last day of the filing period shall not be later than (~~(the third~~
12 ~~Tuesday before the primary at which candidates are to be nominated.~~
13 ~~The names of candidates who have filed valid declarations of candidacy~~
14 ~~during this three day period shall appear on the approaching primary~~
15 ~~ballet~~) three weeks before the date by which major and minor political
16 parties must submit certificates of nomination.

17 (5) If the vacancy occurs later than the second Friday following
18 the close of the filing period, a (~~(special primary and)~~) special
19 vacancy election to fill the position shall be held after the next
20 state general election but, in any event, no later than the ninetieth
21 day following the (~~(November)~~) general election.

22 **Sec. 21.** RCW 29A.28.050 and 2003 c 111 s 705 are each amended to
23 read as follows:

24 After calling a (~~(special primary and)~~) special vacancy election to
25 fill a vacancy in the United States house of representatives or the
26 United States senate from this state, the governor shall immediately
27 notify the secretary of state who shall, in turn, immediately notify
28 the county auditor of each county wholly or partly within which the
29 vacancy exists.

30 Each county auditor shall publish notices of the (~~(special primary~~
31 ~~and the)~~) special vacancy election at least once in any legal newspaper
32 published in the county, as provided by RCW (~~(29A.52.310 and)~~)
33 29A.52.350 (~~(respectively)~~).

34 **Sec. 22.** RCW 29A.28.060 and 2003 c 111 s 706 are each amended to
35 read as follows:

36 The general election laws (~~(and laws relating to partisan primaries~~

1 ~~shall~~) apply to the special (~~(primaries and)~~) vacancy (~~(elections)~~)
2 election provided for in RCW 29A.28.040 through 29A.28.050 to the
3 extent that they are not inconsistent with the provisions of these
4 sections. Statutory time deadlines relating to availability of
5 absentee ballots, certification, canvassing, and related procedures
6 that cannot be met in a timely fashion may be modified for the purposes
7 of a specific (~~(primary or)~~) vacancy election under this chapter by the
8 secretary of state through emergency rules adopted under RCW
9 29A.04.610.

10 **Sec. 23.** RCW 29A.36.010 and 2003 c 111 s 901 are each amended to
11 read as follows:

12 On or before the day following the last day for political parties
13 to fill vacancies in the ticket as provided by RCW 29A.28.010, the
14 secretary of state shall certify to each county auditor a list of the
15 nonpartisan candidates who have filed declarations of candidacy in his
16 or her office (~~(for the primary)~~), and shall certify to each major
17 political party a list of the partisan candidates who have filed
18 declarations of candidacy in his or her office. For each office, the
19 certificate shall include the name of each candidate, his or her
20 address, and his or her party designation, if any.

21 **Sec. 24.** RCW 29A.36.100 and 2003 c 111 s 910 are each amended to
22 read as follows:

23 Except for (~~(the candidates for the positions of president and vice~~
24 ~~president or for a partisan or)~~) a nonpartisan office for which no
25 primary is required, the names of all nonpartisan candidates who, under
26 this title, filed a declaration of candidacy (~~(, were certified as a~~
27 ~~candidate to fill a vacancy on a major party ticket, or were nominated~~
28 ~~as an independent or minor party candidate)) will appear on the
29 appropriate ballot at the primary throughout the jurisdiction in which
30 they are to be nominated.~~

31 **Sec. 25.** RCW 29A.36.120 and 2003 c 111 s 912 are each amended to
32 read as follows:

33 (1) The positions or offices on a primary ballot shall be arranged
34 in substantially the following order: (~~(United States senator; United~~
35 ~~States representative; governor; lieutenant governor; secretary of~~

1 ~~state; state treasurer; state auditor; attorney general; commissioner~~
2 ~~of public lands;))~~ Superintendent of public instruction; (~~insurance~~
3 ~~commissioner; state senator; state representative; county officers;))~~
4 justices of the supreme court; judges of the court of appeals; judges
5 of the superior court; and judges of the district court. For all other
6 jurisdictions on the primary ballot, the offices in each jurisdiction
7 shall be grouped together and be in the order of the position numbers
8 assigned to those offices, if any.

9 (2) The order of the positions or offices on (~~an~~) a general
10 election ballot shall be arranged in substantially the (~~same as on a~~
11 ~~primary ballot except that the~~) following order: United States
12 senator; United States representative; governor; lieutenant governor;
13 secretary of state; state treasurer; state auditor; attorney general;
14 commissioner of public lands; superintendent of public instruction;
15 insurance commissioner; state senator; state representative; county
16 officers; justices of the supreme court; judges of the court of
17 appeals; judges of the superior court; and judges of the district
18 court. For all other jurisdictions on the general election ballot, the
19 offices in each jurisdiction must be grouped together and be in the
20 order of the position numbers assigned to those offices, if any. The
21 offices of president and vice president of the United States shall
22 precede all other offices on a presidential election ballot. State
23 ballot issues shall be placed before all offices on (~~an~~) a general
24 election ballot. The positions on a ballot to be assigned to ballot
25 measures regarding local units of government shall be established by
26 the secretary of state by rule.

27 (3) The political party or independent candidacy of each candidate
28 for partisan office shall be indicated next to the name of the
29 candidate on the (~~primary and~~) general election ballot. A candidate
30 shall file a written notice with the filing officer within three
31 business days after the close of the filing period designating the
32 political party to be indicated next to the candidate's name on the
33 ballot if either: (a) The candidate has been nominated by two or more
34 minor political parties or independent conventions; or (b) the
35 candidate has both filed a declaration of candidacy declaring an
36 affiliation with a major political party and been nominated by a minor
37 political party or independent convention. If no written notice is
38 filed the filing officer shall give effect to the party designation

1 shown upon the first document filed. A candidate may be deemed
2 nominated by a minor party or independent convention only if all
3 documentation required by chapter 29A.20 RCW has been timely filed.

4 **Sec. 26.** RCW 29A.36.130 and 2003 c 111 s 913 are each amended to
5 read as follows:

6 After the close of business on the last day for candidates to file
7 for office, the filing officer shall, from among ~~((those))~~ the filings
8 ~~((made in person and by mail))~~ for nonpartisan office, determine by lot
9 the order in which the names of those candidates will appear on all
10 sample and absentee ballots~~((. In the case of candidates for city,~~
11 ~~town, and district office, this procedure shall also determine the~~
12 ~~order for candidate names on))~~ and the official primary ballot used at
13 the polling place. The determination shall be done publicly and may be
14 witnessed by the media and by any candidate. If no primary is required
15 for any nonpartisan office under RCW 29A.52.010 or 29A.52.220, the
16 names shall appear on the general election ballot in the order
17 determined by lot.

18 **Sec. 27.** RCW 29A.36.190 and 2003 c 111 s 919 are each amended to
19 read as follows:

20 The name of a candidate for a partisan office ~~((for which a primary~~
21 ~~was conducted shall))~~ may not be printed on the ballot for that office
22 at the ~~((subsequent))~~ general election unless the candidate ~~((receives~~
23 ~~a number of votes equal to at least one percent of the total number~~
24 ~~cast for all candidates for that position sought and a plurality of the~~
25 ~~votes cast for the candidates of his or her party for that office at~~
26 ~~the preceding primary))~~ was nominated for that office by a major or
27 minor political party, evidenced by a valid certificate of nomination
28 filed with the county auditor or secretary of state.

29 **Sec. 28.** RCW 29A.36.200 and 2003 c 111 s 920 are each amended to
30 read as follows:

31 The names of the persons certified as nominees by the secretary of
32 state ~~((or))~~ the county canvassing board, or a major or minor
33 political party shall be printed on the ballot at the ensuing general
34 election.

1 No name of any candidate whose nomination at a primary or party
2 convention is required by law shall be placed upon the ballot at a
3 general or special election unless it appears upon the certificate of
4 either (1) the secretary of state, (~~(or)~~) (2) the county canvassing
5 board, (~~(or)~~) (3) a major or minor party convention, or (~~(the state or~~
6 ~~county central committee of a major)~~) (4) a political party to fill a
7 vacancy on its ticket under RCW 29A.28.020.

8 Excluding the office of precinct committee officer or a temporary
9 elected position such as a charter review board member or freeholder,
10 a candidate's name shall not appear more than once upon a ballot for a
11 position regularly nominated or elected at the same election.

12 **Sec. 29.** RCW 29A.44.020 and 2003 c 111 s 1102 are each amended to
13 read as follows:

14 At any general or special election, (~~(general or special, or at any~~
15 ~~primary,)~~) any political party or committee may designate a person
16 other than a precinct election officer, for each polling place to check
17 a list of registered voters of the precinct to determine who has and
18 who has not voted. The lists must be furnished by the party or
19 committee concerned.

20 **Sec. 30.** RCW 29A.44.130 and 2003 c 111 s 1112 are each amended to
21 read as follows:

22 In precincts where votes are cast on paper ballots, the following
23 supplies, in addition to those specified in RCW 29A.44.110, must be
24 provided:

25 (1) Two tally books in which the names of the candidates will be
26 listed in the order in which they appear on the sample ballots and in
27 each case have the proper party designation, if any, at the head
28 thereof;

29 (2) Two certificates or two sample ballots prepared as blanks, for
30 recording of the unofficial results by the precinct election officers.

31 **Sec. 31.** RCW 29A.48.030 and 2003 c 111 s 1203 are each amended to
32 read as follows:

33 In an odd-numbered year, the county auditor may conduct a primary
34 or a special election by mail ballot concurrently with the primary:

1 (1) For an office or ballot measure of a special purpose district
2 that is entirely within the county;

3 (2) For an office or ballot measure of a special purpose district
4 that lies in the county and one or more other counties if the auditor
5 first secures the concurrence of the county auditors of those other
6 counties to conduct the primary in this manner district-wide; and

7 (3) For a ballot measure or nonpartisan office of a county, city,
8 or town if the auditor first secures the concurrence of the legislative
9 authority of the county, city, or town involved.

10 The county auditor shall notify an election jurisdiction for which
11 a primary is to be held that the primary will be conducted by mail
12 ballot.

13 A primary in an odd-numbered year may not be conducted by mail
14 ballot in a precinct with two hundred or more active registered voters
15 if a (~~partisan office or~~) state office or state ballot measure is to
16 be voted upon at that primary in the precinct.

17 To the extent they are not inconsistent with other provisions of
18 law, the laws governing the conduct of mail ballot special elections
19 apply to nonpartisan primaries conducted by mail ballot.

20 **Sec. 32.** RCW 29A.52.010 and 2003 c 111 s 1301 are each amended to
21 read as follows:

22 Whenever it shall be necessary to hold a special election in an
23 odd-numbered year to fill an unexpired term of any office which is
24 scheduled to be voted upon for a full term in an even-numbered year, no
25 September primary election shall be held in the odd-numbered year if,
26 after the last day allowed for candidates to withdraw, (~~either of the~~
27 ~~following circumstances exist:~~

28 ~~(1) No more than one candidate of each qualified political party~~
29 ~~has filed a declaration of candidacy for the same partisan office to be~~
30 ~~filled; or~~

31 ~~(2))~~ no more than two candidates have filed a declaration of
32 candidacy for a single nonpartisan office to be filled.

33 (~~In either event,~~) The officer with whom the declarations of
34 candidacy were filed shall immediately notify all candidates concerned
35 and the names of the candidates that would have been printed upon the
36 September primary ballot, but for the provisions of this section, shall

1 be printed as nominees for the positions sought upon the November
2 general election ballot.

3 NEW SECTION. **Sec. 33.** A new section is added to chapter 29A.52
4 RCW to read as follows:

5 A "convention" for the purposes of this chapter is an organized
6 assemblage of registered voters representing a major political party
7 candidate or candidates. As used in this chapter, the term "election
8 jurisdiction" means the state or a political subdivision or
9 jurisdiction of the state from which partisan officials are elected.
10 This term includes county commissioner districts or council districts
11 for members of a county legislative authority, counties for county
12 officials who are nominated and elected on a county-wide basis,
13 legislative districts for members of the legislature, congressional
14 districts for members of Congress, and the state for members of the
15 United States senate and state officials who are elected on a statewide
16 basis.

17 NEW SECTION. **Sec. 34.** A new section is added to chapter 29A.52
18 RCW to read as follows:

19 (1) Nomination of a candidate for partisan public office by a major
20 political party may be made only: (a) In a convention held not earlier
21 than the last day for candidates to withdraw as provided by RCW
22 29A.24.130 and not later than the third Tuesday of September or the
23 seventh Tuesday immediately before the general election, whichever
24 occurs first; or (b) as otherwise provided in this section.

25 (2) If a special filing period for a partisan office is opened
26 under RCW 29A.24.210, candidates of major political parties may file
27 for office during that special filing period. Nomination of a
28 candidate for a partisan office for which a special filing period was
29 opened may be made at a convention held not earlier than the last day
30 of the special filing period and not later than the third Tuesday of
31 September or the seventh Tuesday immediately before the general
32 election, whichever occurs first. The requirements of section 35 of
33 this act do not apply to such a convention.

34 (3) A major political party may not nominate more than one
35 candidate for any one partisan public office. Only persons registered
36 to vote in the jurisdiction of the office for which a nomination is

1 made may participate in the nominating process. Only candidates who
2 have already filed valid declarations of candidacy for a particular
3 partisan office may be nominated for that office.

4 NEW SECTION. **Sec. 35.** A new section is added to chapter 29A.52
5 RCW to read as follows:

6 Each major political party must publish a notice in a newspaper of
7 general circulation within the county in which the party intends to
8 hold a convention. The notice must appear at least ten days before the
9 convention is to be held, and must state the date, time, and place of
10 the convention. Additionally, it must include the mailing address of
11 the person or organization sponsoring the convention.

12 NEW SECTION. **Sec. 36.** A new section is added to chapter 29A.52
13 RCW to read as follows:

14 A certificate evidencing nominations made at major political party
15 conventions must:

- 16 (1) Be in writing;
- 17 (2) Contain the name of each person nominated, his or her
18 residence, and the office for which he or she is nominated;
- 19 (3) Identify the major political party on whose behalf the
20 conventions were held;
- 21 (4) Be verified by the oath of the presiding officer and secretary;
- 22 (5) Contain proof of publication of the notice of calling the
23 convention; and
- 24 (6) Be submitted to the appropriate filing officer not later than
25 one week after the adjournment of the last convention at which the
26 nominations were made. If the nomination is for an office whose
27 jurisdiction is entirely within one county, the certificate must be
28 filed with the county auditor. If the nomination is for an office
29 whose jurisdiction encompasses more than one county, the certificate
30 must be filed with the secretary of state.

31 NEW SECTION. **Sec. 37.** A new section is added to chapter 29A.52
32 RCW to read as follows:

33 (1) If two or more valid certificates of nomination are filed
34 purporting to nominate different candidates for the same position using
35 the same party name, the filing officer must give effect to both

1 certificates. If conflicting claims to the party name are not resolved
2 either by mutual agreement or by a judicial determination of the right
3 to the name, the candidates must be treated as independent candidates.
4 Disputes over the right to the name must not be permitted to delay the
5 printing of either ballots or a voters' pamphlet for the general
6 election. Other candidates nominated by the same conventions may
7 continue to use the partisan affiliation unless a court of competent
8 jurisdiction directs otherwise.

9 (2) A person affected may petition the superior court of the county
10 in which the filing officer is located for a judicial determination of
11 the right to the name of a major political party, either before or
12 after documents are filed with the filing officer. The court shall
13 resolve the conflict between competing claims to the use of the same
14 party name according to the following principles: (a) The prior
15 established public use of the name during previous elections by a party
16 composed of or led by the same individuals or individuals in documented
17 succession; (b) prior established public use of the name earlier in the
18 same election cycle; (c) the nomination of a more complete slate of
19 candidates for a number of offices or in a number of different regions
20 of the state; (d) documented affiliation with a national or statewide
21 party organization with an established use of the name; (e) the first
22 date of filing of a certificate of nomination; and (f) such other
23 indicia of an established right to use of the name as the court may
24 deem relevant. If more than one filing officer is involved, and one of
25 them is the secretary of state, the petition must be filed in the
26 superior court for Thurston county. Upon resolving the conflict
27 between competing claims, the court may also address any ballot
28 designation for the candidate who does not prevail.

29 **Sec. 38.** RCW 29A.52.310 and 2003 c 111 s 1309 are each amended to
30 read as follows:

31 Not more than ten nor less than three days before the primary the
32 county auditor shall publish notice of such primary in one or more
33 newspapers of general circulation within the county. The notice must
34 contain the (~~proper party designations~~) offices to be voted upon at
35 that primary, the names and addresses of all persons who have filed a
36 declaration of candidacy to be voted upon at that primary, the hours
37 during which the polls will be open, and the polling places for each

1 precinct, giving the address of each polling place. (~~The names of all~~
2 ~~candidates for nonpartisan offices must be published separately with~~
3 ~~designation of the offices for which they are candidates but without~~
4 ~~party designation.~~) This is the only notice required for the holding
5 of any primary.

6 **Sec. 39.** RCW 29A.52.320 and 2003 c 111 s 1310 are each amended to
7 read as follows:

8 No later than the day following the certification of the returns of
9 any primary, the secretary of state shall certify to the appropriate
10 county auditors(~~(7)~~) the names of all persons nominated in the primary
11 election for nonpartisan offices, the returns of which have been
12 canvassed by the secretary of state, along with the names of all
13 persons nominated in party conventions for partisan offices.

14 **Sec. 40.** RCW 29A.60.020 and 2003 c 111 s 1502 are each amended to
15 read as follows:

16 (1) For any office at any election or primary, any voter may write
17 in on the ballot the name of any person for an office who has filed as
18 a write-in candidate for the office in the manner provided by RCW
19 29A.24.310 and such vote shall be counted the same as if the name had
20 been printed on the ballot and marked by the voter. No write-in vote
21 made for any person who has not filed a declaration of candidacy
22 pursuant to RCW 29A.24.310 is valid if that person already filed a
23 declaration of candidacy for the same office, either as a regular
24 candidate or a write-in candidate, (~~at the preceding primary~~) the
25 same year. Any abbreviation used to designate office, position, or
26 political party shall be accepted if the canvassing board can
27 determine, to their satisfaction, the voter's intent.

28 (2) The number of write-in votes cast for each office must be
29 recorded and reported with the canvass for the election.

30 (3) Write-in votes cast for an individual candidate for an office
31 need not be tallied if the total number of write-in votes cast for the
32 office is not greater than the number of votes cast for the candidate
33 apparently nominated or elected, and the write-in votes could not have
34 altered the outcome of the primary or election. In the case of write-
35 in votes for statewide office or for any office whose jurisdiction
36 encompasses more than one county, write-in votes for an individual

1 candidate must be tallied whenever the county auditor is notified by
2 either the office of the secretary of state or another auditor in a
3 multicounty jurisdiction that it appears that the write-in votes could
4 alter the outcome of the primary or election.

5 (4) In the case of statewide offices or jurisdictions that
6 encompass more than one county, if the total number of write-in votes
7 cast for an office within a county is greater than the number of votes
8 cast for a candidate apparently nominated or elected in a primary or
9 election, the auditor shall tally all write-in votes for individual
10 candidates for that office and notify the office of the secretary of
11 state and the auditors of the other counties within the jurisdiction,
12 that the write-in votes for individual candidates should be tallied.

13 **Sec. 41.** RCW 29A.60.190 and 2003 c 111 s 1519 are each amended to
14 read as follows:

15 (1) On the tenth day after a special election or primary and on the
16 fifteenth day after a general election, the county canvassing board
17 shall complete the canvass and certify the results. Each absentee
18 ballot that was returned before the closing of the polls on the date of
19 the primary or election for which it was issued, and each absentee
20 ballot with a postmark on or before the date of the primary or election
21 for which it was issued and received on or before the date on which the
22 primary or election is certified, must be included in the canvass
23 report.

24 (2) At the request of a caucus of the state legislature, the county
25 auditor shall transmit copies of all unofficial returns of state and
26 legislative (~~((primaries or))~~) elections prepared by or for the county
27 canvassing board to either the secretary of the senate or the chief
28 clerk of the house (~~((or [of]))~~) of representatives.

29 **Sec. 42.** RCW 29A.60.220 and 2003 c 111 s 1522 are each amended to
30 read as follows:

31 (1) If the requisite number of any (~~((federal, state, county, city,~~
32 ~~or district offices))~~) officers have not been nominated in a primary by
33 reason of two or more persons having an equal and requisite number of
34 votes for being placed on the general election ballot, the official
35 empowered by state law to certify candidates for the general election
36 ballot shall give notice to the several persons so having the equal and

1 requisite number of votes to attend at the appropriate office at the
2 time designated by that official, who shall then and there proceed
3 publicly to decide by lot which of those persons will be declared
4 nominated and placed on the general election ballot.

5 (2) If the requisite number of any (~~federal, state, county, city,~~
6 ~~district, or precinct~~) officers have not been elected by reason of two
7 or more persons having an equal and highest number of votes for one and
8 the same office, the official empowered by state law to issue the
9 original certificate of election shall give notice to the several
10 persons so having the highest and equal number of votes to attend at
11 the appropriate office at the time to be appointed by that official,
12 who shall then and there proceed publicly to decide by lot which of
13 those persons will be declared duly elected, and the official shall
14 make out and deliver to the person thus duly declared elected a
15 certificate of election.

16 **Sec. 43.** RCW 29A.60.240 and 2003 c 111 s 1524 are each amended to
17 read as follows:

18 The secretary of state shall, as soon as possible but in any event
19 not later than the third Tuesday following the primary, canvass and
20 certify the returns of all primary elections as to candidates (~~for~~
21 ~~state offices, United States senators and representatives in Congress,~~
22 ~~and all other candidates~~) whose district extends beyond the limits of
23 a single county.

24 **Sec. 44.** RCW 29A.64.010 and 2003 c 111 s 1601 are each amended to
25 read as follows:

26 (~~An officer of a political party or any~~) A person for whom votes
27 were cast in a primary who was not declared nominated may file a
28 written application for a recount of the votes or a portion of the
29 votes cast at that primary for all persons for whom votes were cast for
30 nomination to that office.

31 An officer of a political party or any person for whom votes were
32 cast at any election may file a written application for a recount of
33 the votes or a portion of the votes cast at that election for all
34 candidates for election to that office.

35 Any group of five or more registered voters may file a written
36 application for a recount of the votes or a portion of the votes cast

1 upon any question or issue. They shall designate one of the members of
2 the group as chair and shall indicate the voting residence of each
3 member of the group.

4 An application for a recount of the votes cast for an office or on
5 a ballot measure must be filed with the officer with whom filings are
6 made for the jurisdiction.

7 An application for a recount must specify whether the recount will
8 be done manually or by the vote tally system. A recount done by the
9 vote tally system must use programming that recounts and reports only
10 the office or ballot measure in question. The county shall also
11 provide for a test of the logic and accuracy of that program.

12 An application for a recount must be filed within three business
13 days after the county canvassing board or secretary of state has
14 declared the official results of the primary or election for the office
15 or issue for which the recount is requested.

16 This chapter applies to the recounting of votes cast by paper
17 ballots and to the recounting of votes recorded on ballots counted by
18 a vote tally system.

19 **Sec. 45.** RCW 29A.80.010 and 2003 c 111 s 2001 are each amended to
20 read as follows:

21 (1) Each political party organization may:

22 (a) Make its own rules and regulations; (~~and~~)

23 (b) Nominate candidates for partisan office; and

24 (c) Perform all functions inherent in such an organization.

25 (2) Only major political parties may designate candidates to
26 (~~appear on the state primary ballot~~) fill vacancies as provided in
27 RCW 29A.28.010.

28 NEW SECTION. **Sec. 46.** Sections 33 through 37 of this act
29 constitute a new subpart of chapter 29A.52 RCW.

30 NEW SECTION. **Sec. 47.** The following acts or parts of acts are
31 each repealed:

32 (1) RCW 29A.36.140 (Primaries--Rotating names of candidates) and
33 2003 c 111 s 914;

34 (2) RCW 29A.52.110 (Application of chapter) and 2003 c 111 s 1302;

1 (3) RCW 29A.52.120 (General election laws govern primaries) and
2 2003 c 111 s 1303;

3 (4) RCW 29A.52.130 (Blanket primary authorized) and 2003 c 111 s
4 1304; and

5 (5) RCW 29A.04.903 (Effective date--2003 c 111) and 2003 c 111 s
6 2405.

7 NEW SECTION. **Sec. 48.** This act is necessary for the immediate
8 preservation of the public peace, health, or safety, or support of the
9 state government and its existing public institutions, and takes effect
10 immediately.

--- END ---