

2 **SB 6061** - H COMM AMD **ADOPTED 3-2-94**  
3 By Committee on State Government

4

5 Strike everything after the enacting clause and insert the  
6 following:

7 "**Sec. 1.** RCW 29.13.010 and 1992 c 37 s 1 are each amended to read  
8 as follows:

9 (1) All state, county, city, town, and district general elections  
10 for the election of federal, state, legislative, judicial, county,  
11 city, town, district, and precinct officers, and for the submission to  
12 the voters of the state, county, city, town, or district of any measure  
13 for their adoption and approval or rejection, shall be held on the  
14 first Tuesday after the first Monday of November, in the year in which  
15 they may be called. A state-wide general election shall be held on the  
16 first Tuesday after the first Monday of November of each year:  
17 PROVIDED, That the state-wide general election held in odd-numbered  
18 years shall be limited to (a) city, town, and district general  
19 elections as provided for in RCW 29.13.020, or as otherwise provided by  
20 law; (b) the election of federal officers for the remainder of any  
21 unexpired terms in the membership of either branch of the congress of  
22 the United States; (c) the election of state and county officers for  
23 the remainder of any unexpired terms of offices created by or whose  
24 duties are described in Article II, section 15, Article III, sections  
25 16, 17, 19, 20, 21, 22, and 23, and Article IV, sections 3 and 5 of the  
26 state Constitution and RCW 2.06.080; (d) the election of county  
27 officers in any county governed by a charter containing provisions  
28 calling for general county elections at this time; and (e) the approval  
29 or rejection of state measures, including proposed constitutional  
30 amendments, matters pertaining to any proposed constitutional  
31 convention, initiative measures and referendum measures proposed by the  
32 electorate, referendum bills, and any other matter provided by the  
33 legislature for submission to the electorate.

34 (2) A county legislative authority may, if it deems an emergency to  
35 exist, call a special county election by presenting a resolution to the  
36 county auditor at least forty-five days prior to the proposed election

1 date. Except as provided in subsection (4) of this section, a special  
2 election called by the county legislative authority shall be held on  
3 one of the following dates as decided by such governing body:

4 (a) The first Tuesday after the first Monday in February;

5 (b) The second Tuesday in March;

6 (c) The ~~((first Tuesday after the first Monday))~~ fourth Tuesday in  
7 April;

8 (d) The third Tuesday in May;

9 (e) The day of the primary as specified by RCW 29.13.070; or

10 (f) The first Tuesday after the first Monday in November.

11 (3) In addition to the dates set forth in subsection (2) (a)  
12 through (f) of this section, a special election to validate an excess  
13 levy or bond issue may be called at any time to meet the needs  
14 resulting from ~~((failure of a county to pass a special levy for the  
15 first time or from))~~ fire, flood, earthquake, or other act of God.  
16 Such county special election shall be noticed and conducted in the  
17 manner provided by law.

18 (4) In a presidential election year, if a presidential preference  
19 primary is conducted in February, March, April, or May under chapter  
20 29.19 RCW, the date on which a special election may be called by the  
21 county legislative authority under subsection (2) of this section  
22 during the month of that primary is the date of the presidential  
23 primary.

24 (5) This section shall supersede the provisions of any and all  
25 other statutes, whether general or special in nature, having different  
26 dates for such city, town, and district elections, the purpose of this  
27 section being to establish mandatory dates for holding elections except  
28 for those elections held pursuant to a home-rule charter adopted under  
29 Article XI, section 4 of the state Constitution. This section shall  
30 not be construed as fixing the time for holding primary elections, or  
31 elections for the recall of any elective public officer.

32 **Sec. 2.** RCW 29.13.020 and 1992 c 37 s 2 are each amended to read  
33 as follows:

34 (1) All city, town, and district general elections shall be held  
35 throughout the state of Washington on the first Tuesday following the  
36 first Monday in November in the odd-numbered years.

37 This section shall not apply to:

38 (a) Elections for the recall of any elective public officer;

1 (b) Public utility districts or district elections at which the  
2 ownership of property within those districts is a prerequisite to  
3 voting, all of which elections shall be held at the times prescribed in  
4 the laws specifically applicable thereto;

5 (c) Consolidation proposals as provided for in RCW 28A.315.280 and  
6 nonhigh capital fund aid proposals as provided for in chapter 28A.540  
7 RCW.

8 (2) The county auditor, as ex officio supervisor of elections, upon  
9 request in the form of a resolution of the governing body of a city,  
10 town, or district, presented to the auditor at least forty-five days  
11 prior to the proposed election date, may, if the county auditor deems  
12 an emergency to exist, call a special election in such city, town, or  
13 district, and for the purpose of such special election he or she may  
14 combine, unite, or divide precincts. Except as provided in subsection  
15 (3) of this section, such a special election shall be held on one of  
16 the following dates as decided by the governing body:

17 (a) The first Tuesday after the first Monday in February;

18 (b) The second Tuesday in March;

19 (c) The ~~((first Tuesday after the first Monday))~~ fourth Tuesday in  
20 April;

21 (d) The third Tuesday in May;

22 (e) The day of the primary election as specified by RCW 29.13.070;  
23 or

24 (f) The first Tuesday after the first Monday in November.

25 (3) In a presidential election year, if a presidential preference  
26 primary is conducted in February, March, April, or May under chapter  
27 29.19 RCW, the date on which a special election may be called under  
28 subsection (2) of this section during the month of that primary is the  
29 date of the presidential primary.

30 (4) In addition to subsection (2) (a) through (f) of this section,  
31 a special election to validate an excess levy or bond issue may be  
32 called at any time to meet the needs resulting from ~~((failure of a  
33 school or junior taxing district to pass a special levy or bond issue  
34 for the first time or from))~~ fire, flood, earthquake, or other act of  
35 God, except that no special election may be held between the first day  
36 for candidates to file for public office and the last day to certify  
37 the returns of the general election other than as provided in  
38 subsection (2) (e) and (f) of this section. Such special election

1 shall be conducted and notice thereof given in the manner provided by  
2 law.

3 (5) This section shall supersede the provisions of any and all  
4 other statutes, whether general or special in nature, having different  
5 dates for such city, town, and district elections, the purpose of this  
6 section being to establish mandatory dates for holding elections.

7 NEW SECTION. **Sec. 3.** This act shall take effect January 1, 1995."

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