

2 SHB 1285 - H AMD 0049 WITHDRAWN 03/15/99
3 By Representative

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5 On page 3, after line 2, insert the following:

6 "Sec. 2. RCW 29.15.025 and 1993 c 317 s 10 are each amended to
7 read as follows:

8 (1) A person filing a declaration and affidavit of candidacy for an
9 office (~~shall~~) must, at the time of filing, possess the
10 qualifications specified by law for persons who may be elected to the
11 office and, except as provided in RCW 3.46.067 and 3.50.057, must have
12 been properly registered to vote in the geographic area represented by
13 the office for at least one year before the date of filing the
14 declaration and affidavit of candidacy.

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

32 (3) For purposes of this section, the term "geographic area" means
33 the county, city, town, or district represented by the office or, where
34 wards or similar divisions within a larger geographic area are used for
35 nomination or election purposes, the ward or similar division
36 represented by the office. The time an eighteen year old resided in

1 the geographic area immediately before registering to vote must be
2 included in computing the one-year period under subsections (1) and (2)
3 of this section.

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

6 **Sec. 3.** RCW 29.01.140 and 1971 ex.s. c 178 s 1 are each amended to
7 read as follows:

8 "Residence" for the purpose of registering and voting means a
9 person's permanent address where he or she physically resides and
10 maintains his or her abode(~~(: PROVIDED, That)~~) and domicile. However,
11 no person gains residence by reason of his or her presence or loses his
12 or her residence by reason of his or her absence:

13 (1) While employed in the civil or military service of the state or
14 of the United States;

15 (2) While engaged in the navigation of the waters of this state or
16 the United States or the high seas;

17 (3) While a student at any institution of learning;

18 (4) While confined in any public prison.

19 Absence from the state on business (~~shall~~) does not affect the
20 question of residence of any person unless the right to vote has been
21 claimed or exercised elsewhere.

22 **Sec. 4.** RCW 29.85.100 and 1991 c 81 s 8 are each amended to read
23 as follows:

24 Every person who:

25 (1) Knowingly and falsely issues a certificate of nomination or
26 election; or

27 (2) Knowingly provides false information on a certificate which
28 must be filed with an elections officer under chapter 29.24 RCW; or

29 (3) Knowingly provides false information on his or her declaration
30 and affidavit of candidacy or petition of nomination for an office; or

31 (4) Conceals or fraudulently defaces or destroys a certificate
32 which has been filed with an elections officer under chapter 29.24 RCW
33 or a declaration of candidacy or petition of nomination which has been
34 filed with an elections officer, or any part of such a certificate,
35 declaration, or petition, is guilty of a class C felony punishable
36 under RCW 9A.20.021."

1 Correct the title.

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