

**SHB 1527 - H AMD 1057**

By Representative Herrera

1 On page 1, at the beginning of line 6, insert the following:

2 **"Sec. 1.** RCW 29A.04.321 and 2006 c 344 s 2 are each amended to  
3 read as follows:

4 (1) All state, county, city, town, and district general  
5 elections for the election of federal, state, legislative,  
6 judicial, county, city, town, and district officers, and for the  
7 submission to the voters of the state, county, city, town, or  
8 district of any measure for their adoption and approval or  
9 rejection, shall be held on the first Tuesday after the first  
10 Monday of November, in the year in which they may be called. A  
11 statewide general election shall be held on the first Tuesday after  
12 the first Monday of November of each year. However, the statewide  
13 general election held in odd-numbered years shall be limited to (a)  
14 city, town, and district general elections as provided for in RCW  
15 29A.04.330, or as otherwise provided by law; (b) the election of  
16 federal officers for the remainder of any unexpired terms in the  
17 membership of either branch of the Congress of the United States;  
18 (c) the election of state and county officers for the remainder of  
19 any unexpired terms of offices created by or whose duties are  
20 described in Article II, section 15, Article III, sections 16, 17,  
21 19, 20, 21, 22, and 23, and Article IV, sections 3 and 5 of the  
22 state Constitution and RCW 2.06.080; (d) the election of county  
23 officers in any county governed by a charter containing provisions  
24 calling for general county elections at this time; and (e) the  
25 approval or rejection of state measures, including proposed  
26 constitutional amendments, matters pertaining to any proposed  
27 constitutional convention, initiative measures and referendum  
28 measures proposed by the electorate, referendum bills, and any  
29 other matter provided by the legislature for submission to the  
30 electorate.

1 (2) A county legislative authority may call a special county  
2 election by presenting a resolution to the county auditor prior to  
3 the proposed election date. (~~Except as provided in subsection (4)~~  
4 ~~of this section,~~) A special election called by the county  
5 legislative authority shall be held on one of the following dates  
6 as decided by such governing body:

7 (a) The (~~first~~) second Tuesday (~~after the first Monday~~) in  
8 February;

9 (b) (~~The second Tuesday in March~~  
10 ~~(c)~~) The fourth Tuesday in April;

11 (~~(d) The third Tuesday in May~~  
12 ~~(e)~~) (c) The day of the primary as specified by RCW  
13 29A.04.311; or

14 (~~(f)~~) (d) The first Tuesday after the first Monday in  
15 November.

16 (3) A resolution calling for a special election on a date set  
17 forth in subsection (2)(a) (~~through (d)~~) and (b) of this section  
18 must be presented to the county auditor at least (~~fifty-two~~)  
19 forty-five days prior to the election date. A resolution calling  
20 for a special election on a date set forth in subsection (2)(~~e~~)  
21 (c) or (~~(f)~~) (d) of this section must be presented to the county  
22 auditor at least eighty-four days prior to the election date.

23 (4) In addition to the dates set forth in subsection (2)(a)  
24 through (~~(f)~~) (d) of this section, a special election to validate  
25 an excess levy or bond issue may be called at any time to meet the  
26 needs resulting from fire, flood, earthquake, or other act of God.  
27 Such county special election shall be noticed and conducted in the  
28 manner provided by law.

29 (~~In a presidential election year, if a presidential~~  
30 ~~preference primary is conducted in February, March, April, or May~~  
31 ~~under chapter 29A.56 RCW, the date on which a special election may~~  
32 ~~be called by the county legislative authority under subsection (2)~~  
33 ~~of this section during the month of that primary is the date of the~~  
34 ~~presidential primary.~~

35 (~~(6)~~) This section shall supersede the provisions of any and  
36 all other statutes, whether general or special in nature, having  
37 different dates for such city, town, and district elections, the  
38 purpose of this section being to establish mandatory dates for  
39 holding elections except for those elections held pursuant to a

1 home-rule charter adopted under Article XI, section 4 of the state  
2 Constitution. This section shall not be construed as fixing the  
3 time for holding primary elections, or elections for the recall of  
4 any elective public officer.

5 **Sec. 2.** RCW 29A.04.330 and 2006 c 344 s 3 are each amended to  
6 read as follows:

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

10 This section shall not apply to:

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

12 (b) Public utility districts, conservation districts, or  
13 district elections at which the ownership of property within those  
14 districts is a prerequisite to voting, all of which elections shall  
15 be held at the times prescribed in the laws specifically applicable  
16 thereto;

17 (c) Consolidation proposals as provided for in RCW 28A.315.235  
18 and nonhigh capital fund aid proposals as provided for in chapter  
19 28A.540 RCW.

20 (2) The county auditor, as ex officio supervisor of elections,  
21 upon request in the form of a resolution of the governing body of  
22 a city, town, or district, presented to the auditor prior to the  
23 proposed election date, may call a special election in such city,  
24 town, or district, and for the purpose of such special election he  
25 or she may combine, unite, or divide precincts. (~~Except as~~  
26 ~~provided in subsection (3) of this section,)~~ Such a special  
27 election shall be held on one of the following dates as decided by  
28 the governing body:

29 (a) The (~~first~~) second Tuesday (~~after the first Monday~~) in  
30 February;

31 (b) (~~The second Tuesday in March;~~

32 ~~(c))~~ The fourth Tuesday in April;

33 (~~(d) The ((third)) first Tuesday in May;~~

34 ~~(e))~~ (c) The day of the primary election as specified by RCW  
35 29A.04.311; or

36 (~~(f))~~ (d) The first Tuesday after the first Monday in  
37 November.

1 (3) A resolution calling for a special election on a date set  
2 forth in subsection (2)(a) (~~((through (d)))~~) and (b) of this section  
3 must be presented to the county auditor at least (~~((fifty-two))~~)  
4 forty-five days prior to the election date. A resolution calling  
5 for a special election on a date set forth in subsection (2)(~~((e))~~)  
6 (c) or (~~((f))~~) (d) of this section must be presented to the county  
7 auditor at least eighty-four days prior to the election date.

8 (~~((In a presidential election year, if a presidential  
9 preference primary is conducted in February, March, April, or May  
10 under chapter 29A.56 RCW, the date on which a special election may  
11 be called under subsection (2) of this section during the month of  
12 that primary is the date of the presidential primary.~~

13 ~~—((5))~~) In addition to subsection (2)(a) through (~~((f))~~) (d) of  
14 this section, a special election to validate an excess levy or bond  
15 issue may be called at any time to meet the needs resulting from  
16 fire, flood, earthquake, or other act of God, except that no  
17 special election may be held between the first day for candidates  
18 to file for public office and the last day to certify the returns  
19 of the general election other than as provided in subsection  
20 (2)(~~((e))~~) (c) and (~~((f))~~) (d) of this section. Such special  
21 election shall be conducted and notice thereof given in the manner  
22 provided by law.

23 (~~((6))~~) (5) This section shall supersede the provisions of any  
24 and all other statutes, whether general or special in nature,  
25 having different dates for such city, town, and district elections,  
26 the purpose of this section being to establish mandatory dates for  
27 holding elections."

28 Renumber the sections consecutively and correct any internal  
29 references accordingly.

30 On page 8, line 27, after "**Sec. 10.**" strike "Section" and  
31 insert "Sections 1, 2, and"

32 On page 8, line 27, after "act" strike "takes" and insert  
33 "take"

34 Correct the title.

**EFFECT:** Eliminates two dates, the second Tuesday in March and the third Tuesday in May, that a special election may be held. The date for the February special election is changed from the first Tuesday after the first Monday to the second Tuesday. The number of days that a resolution calling for a special election must be submitted to the county auditor is changed from 52 to 45 days prior to the election date.