

CHAPTER 85.

[H. B. 32.]

NOMINATION AND ELECTION OF JUSTICES OF THE PEACE.

AN ACT relating to the nomination and election of justices of the peace.

*Be it enacted by the Legislature of the State of Washington:*

SECTION 1. When there are to be elected at any general election one or more justices of the peace of any county or precinct therein, the candidates for each respective office whose names are to be placed on the general election ballot shall be determined as follows: Not less than ten days before the time for filing declarations of candidacy, the county auditor of the county in which such election is to be held, shall designate the positions to be filled in the respective judicial precincts within the county. The number of candidates equalling the number of judicial positions to be filled who receive the highest number of votes at the primary election and an equal number of candidates for such positions, providing there are such candidates, who receive the next highest number of votes, shall be the candidates for such respective offices and their names shall appear on the general election ballot under the designation of such respective offices: *Provided, however,* That where any candidate for any such office shall receive a majority of all votes cast at such primary election for such office, the name or names of such candidates receiving such majority shall be printed separately, under the designation "Vote for ....., " and the name or names of no opposing candidate or candidates shall be printed on such ballot in opposition to such candidate or candidates, but spaces equalling the number of such majority candidates shall be left follow-

Justices of the peace.

Nomination.

Receiving majority of votes at primary.

Nominees  
certified.

Majority, .  
how  
determined.

"Judicial.  
ticket."

Separate  
ballot.

ing such name or names, in which the voter may insert the name of any person for whom he wishes to cast his ballot. The proper certifying officer, in certifying to the several county auditors of the state the names of candidates nominated for the offices of justice of the peace, shall specify the names of those who have received a majority of all votes cast at such primary election. For the purpose of determining whether any candidate or candidates shall have received a majority of all votes cast under the provisions of this section, the number of votes cast shall be determined by adding together the number of votes cast for each candidate and dividing the sum of such votes by the number of positions to be filled and any candidate who receives a number of votes in excess of one-half of the votes cast as thus determined shall be deemed to have received a majority of all votes cast. If it shall appear that a number of candidates in excess of the number of positions to be filled shall have received a majority of all votes cast, then there shall be printed upon the ballot only the names of the candidates who received the highest number of votes and equal to the number of places to be filled. The names of all candidates for judicial offices, including justices of the peace, shall appear on the general election ballot under the heading, "Judicial ticket." When a vacancy or other cause shall necessitate the election of a justice of the peace for a short term, the candidate shall announce himself for the short term and the ballot shall be arranged accordingly. There shall be a separate ballot for the candidates for nomination for judicial offices, including justices of the peace, for use in the primary election, and such ballots shall be printed, delivered, voted and counted as hereinbefore provided for the general primary election ballot: *Provided*, That any voter shall have

the privilege of voting this ticket alone. The form of said ballot shall be substantially as follows:

JUDICIAL ELECTION BALLOT.

To vote for a person make a cross (X) in the square at the right of the name of the person for whom you desire to vote.

Form of ballot.

Justice (s) of the Peace, .....Precinct.

Vote for.....

.....  
.....  
.....  
.....  
.....

SEC. 2. Nothing in this act contained shall prevent any voter from writing or pasting on his ballot or ballots the name of any person for whom he desires to vote and such vote shall be counted the same as if printed on the ballot.

Writing of name on ballot.

SEC. 3. All existing statutes or portion of statutes inconsistent with the provisions of this act are hereby repealed.

Inconsistent statutes repealed.

Passed the House February 20, 1933.

Passed the Senate March 6, 1933.

Approved by the Governor March 11, 1933.