Chapter 434-215 WAC

DECLARATIONS OF CANDIDACY AND FILING PROCEDURES

(Formerly chapter 434-228 WAC)

WAC

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DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER


(2/26/14)
WAC 434-215-012 Declaration of candidacy. Declarations of candidacy filed either in person or by mail shall be in substantially the following form:

### Washington State Declaration of Candidacy

<table>
<thead>
<tr>
<th>office</th>
<th>jurisdiction and office name</th>
<th>position number</th>
</tr>
</thead>
<tbody>
<tr>
<td>personal information</td>
<td>as registered to vote</td>
<td>first name</td>
</tr>
<tr>
<td></td>
<td>date of birth (mm / dd / yyyy)</td>
<td>phone number</td>
</tr>
<tr>
<td></td>
<td>residential address</td>
<td>city / zip</td>
</tr>
<tr>
<td>ballot information</td>
<td></td>
<td>exact name I would like printed on the ballot</td>
</tr>
<tr>
<td></td>
<td></td>
<td>political party I prefer, if filing for partisan office:</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(Prefers Party)</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(States No Party Preference)</td>
</tr>
<tr>
<td>campaign information</td>
<td>campaign address (if different from residential address)</td>
<td>city / zip</td>
</tr>
<tr>
<td></td>
<td>email address</td>
<td>phone number</td>
</tr>
<tr>
<td></td>
<td>website</td>
<td></td>
</tr>
<tr>
<td>filing fee</td>
<td></td>
<td>The office has no fixed annual salary: no filing fee</td>
</tr>
<tr>
<td></td>
<td></td>
<td>The office has a fixed annual salary of $1,000 or less: $10</td>
</tr>
<tr>
<td></td>
<td></td>
<td>The office has a fixed annual salary over $1,000: 1% of salary</td>
</tr>
<tr>
<td></td>
<td></td>
<td>I am submitting a filing fee petition instead of a filing fee</td>
</tr>
<tr>
<td>oath</td>
<td>I declare that the above information is true, that I am a registered voter residing at the address listed above, that I am a candidate for the office listed above, and that, at the time of filing this declaration, I am legally qualified to assume office.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>I swear, or affirm, that I will support the Constitution and laws of the United States, and the Constitution and laws of the State of Washington.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>sign here</td>
<td>date here</td>
</tr>
</tbody>
</table>

The filing officer must provide a paper or electronic copy of the filed declaration of candidacy to the candidate and to the public disclosure commission.


[Ch. 434-215 WAC p. 2] (2/26/14)
Declarations of Candidacy and Filing Procedures 434-215-021

WAC 434-215-021 Declaration of candidacy—Precinct committee officer. Declarations of candidacy for the office of precinct committee officer shall be in substantially the following form:

Declaration of Candidacy
Precinct Committee Officer

Instructions
File this form with your county elections department. No filing fee is required. 

Note: This document becomes public record once filed.

Office Information
member of the
○ Democratic Party
○ Republican Party

precinct representing (name / number)

Personal Information
as registered to vote
first name middle last

date of birth (mm / dd / yyyy) phone number

residential address city / ZIP

Ballot Information
exact name I would like printed on the ballot (only contested races will appear on the ballot)

Contact Information
mailing address (if different from residential address) city / ZIP

email address phone number

Oath
I declare that the above information is true, that I am a registered voter residing at the residential address and precinct listed above, and that I am a candidate for Precinct Committee Officer for the party and precinct identified above.

Further, I declare, under penalty of perjury, that I will support the Constitution and laws of the United States, and the Constitution and laws of the State of Washington.

[signature] [date]

For Office Use Only
voter registration number date

☐ precinct verified office code

staff

[Statutory Authority: RCW 29A.04.611. WSR 14-06-040, § 434-215-021, filed 2/26/14, effective 3/29/14; WSR 12-14-074, § 434-215-021, filed 7/2/12, effective 8/2/12.]
WAC 434-215-024 Insufficient payment of a filing fee. If, after the last day to withdraw, a county auditor learns that a candidate provided insufficient funds for a filing fee, the county auditor must recoup that cost through other allowable means.


WAC 434-215-025 Filing fee petitions. (1) When a candidate submits a filing fee petition in lieu of his or her filing fee, as authorized by RCW 29A.24.091, voters eligible to vote on the general election are eligible to sign the candidate's filing fee petition.

(2) A candidate submitting a filing fee petition in the place of a filing fee may not file the declaration of candidacy electronically.

(3) A candidate submitting a filing fee petition must submit all signatures when filing the declaration of candidacy. The candidate cannot supplement the signatures at a later date.


WAC 434-215-040 Filing notification. Declarations of candidacy for legislative, court of appeals, and superior court districts located within one county must be filed with the county auditor. All information listed on the declaration of candidacy for these offices must be sent electronically to the secretary of state the same day the filing was accepted.


WAC 434-215-050 Use of title, rank, or symbols prohibited. No person when filing for office shall be permitted to use any title, rank, or symbol instead of, or in conjunction with, his or her name, except as may be provided by law or administrative rule.


WAC 434-215-060 Duplication of names. Whenever, in the judgment of the filing officer, two or more candidates have filed for the same office whose names are so similar as to be confusing to voters, he or she shall differentiate between the candidates by the inclusion of additional information in connection with the name as it appears on the ballot. Such differentiation may be made by the inclusion of the candidate's occupation, status as incumbent or challenger, or by any other means which, in the judgment of the filing officer, fairly and impartially distinguishes the candidates. The filing officer may solicit suggestions and input from the candidates involved in order to resolve the situation.


WAC 434-215-065 Withdrawal of candidacy. Consistent with RCW 29A.24.131, a candidate may withdraw his or her declaration of candidacy at any time before the close of business on the Monday following the last day for candidates to file. The candidate must file a signed request that his or her name not be printed on the ballot. This request to withdraw must be filed with the officer who accepted the declaration of candidacy. Once filed, the withdrawal cannot be revoked. There shall be no withdrawal period for declarations of candidacy filed during special filing periods.


WAC 434-215-070 Electronic filing—Requirements. An electronic system to file declarations of candidacy shall be an online system accessible to candidates on the world wide web that is capable of:

(1) Recording each candidate's name, date of birth, voter registration address, mailing address, phone number, e-mail address, and political party preference for partisan offices, and the office and position number for which each candidate is filing;

(2) Verifying the candidate's voter registration status, and that the voter registration address is within the jurisdiction of the office for which the candidate is filing;

(3) Accepting electronic transfer of funds for the payment of filing fees;

(4) Informing, and requiring each candidate to acknowledge, that submission of the form constitutes agreement that the information provided with the filing is true, that he or she will support the Constitution and laws of the United States and the state of Washington, and that he or she agrees to electronic payment of any filing fees; and

(5) Allowing the filing officer to verify each filing before it is made public.


WAC 434-215-110 Electronic filing—Interlocal agreements. The secretary of state may enter into interlocal agreements with county auditors to provide services to allow county auditors to accept electronic filings. Nothing in an agreement shall contravene RCW 29A.24.070, determining where candidates file for office.


[Ch. 434-215 WAC p. 4]
WAC 434-215-120 Political party preference by candidate for partisan office. (1) On a declaration of candidacy, a candidate for partisan congressional, state, or county office may state his or her preference for a political party, or not state a preference. The candidate may use up to sixteen characters for the name of the political party. A candidate's party preference, or the fact that the candidate states no preference, must be printed with the candidate's name on the ballot and in any voters' pamphlets printed by the office of the secretary of state or a county auditor's office.

(2) If a candidate does not indicate a party that he or she prefers, then the candidate has stated no party preference and is listed as such on the ballot and in any voters' pamphlets.

(3) The filing officer may not print on the ballots, in a voters' pamphlet, or other election materials a political party name that is obscene. If the name of the political party provided by the candidate would be considered obscene, the filing officer may petition the superior court pursuant to RCW 29A.68.011 for a judicial determination that the party name be edited to remove the obscenity, or rejected and replaced with "states no party preference."

(4) A candidate's preference may not imply that the candidate is nominated or endorsed by the party, or that the party approves of or associates with that candidate. If the name of the political party provided by the candidate implies that the candidate is nominated or endorsed by a political party, or that a political party approves of or associates with that candidate, the filing officer may petition the superior court pursuant to RCW 29A.68.011 for a judicial determination that the party name be edited, or rejected and replaced with "states no party preference."

[Statutory Authority: RCW 29A.04.611. WSR 08-15-052, § 434-215-120, filed 7/11/08, effective 8/11/08.]

WAC 434-215-130 Minor political party candidates and independent candidates. (1) In the election system enacted as chapter 2, Laws of 2005, there is no distinction between major party candidates, minor party candidates, or independent candidates filing for partisan congressional, state, or county office. All candidates filing for these partisan offices have the same filing and qualifying requirements. All candidates for partisan office have the option of stating on the ballot their preference for a political party, or stating no party preference. The party preference information plays no role in determining how candidates are elected to public office.

(2) If two or more certificates of nomination are filed purporting to nominate the same candidates for president and vice-president by two different minor political parties, or both by a party and as an independent candidate, the first valid certificate of nomination filed with the secretary of state shall be accepted and subsequent certificates must be rejected.


WAC 434-215-165 Presidential nominations by major political parties. Nominations for president and vice-president by major political parties are conducted at each party's national convention. Immediately following the conven-