

## CHAPTER 227

[Substitute House Bill No. 1455]

## DISTRICT COURT JUDGES—ELECTION, QUALIFICATIONS, AND NUMBER

AN ACT Relating to the election of district court judges; amending RCW 3.34.050, 3.34.060, 3.30.080, 3.34.010, and 3.34.150; adding a new section to chapter 3.38 RCW; and creating a new section.

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

NEW SECTION. Sec. 1. It is the intent of the legislature to continue to provide the option for local election of district court judges where a county district court with multiple courtrooms is unified into a single district court for operational and administrative purposes.

NEW SECTION. Sec. 2. A new section is added to chapter 3.38 RCW to read as follows:

A county legislative authority for a county that has a single district but has multiple locations for courtrooms may establish separate electoral districts to provide for election of district court judges by subcounty local districts. As nearly as possible, the electoral districts shall follow precinct lines, follow neighborhood and community boundaries, and include approximately equal population. The procedures in chapter 3.38 RCW for the establishment of district court districts apply to the establishment of separate electoral districts authorized by this section.

Sec. 3. Section 14, chapter 299, Laws of 1961 as last amended by section 11, chapter 258, Laws of 1984 and RCW 3.34.050 are each amended to read as follows:

At the general election in November(;-) 1962 and quadrennially thereafter, there shall be elected by the voters of each district court district the number of judges authorized for the district by the district court districting plan. Judges shall be elected for each district and electoral district, if any, by the qualified electors of the district in the same manner as judges of courts of record are elected. Not less than ten days before the time for filing declarations of candidacy for the election of judges for districts entitled to more than one judge, the county auditor shall designate each such office of district judge to be filled by a number, commencing with the number one and numbering the remaining offices consecutively. At the time of the filing of the declaration of candidacy, each candidate shall designate by number which one, and only one, of the numbered offices for which he or she is a candidate and the name of the candidate shall appear on the ballot for only the numbered office for which the candidate filed a declaration of candidacy.

Sec. 4. Section 15, chapter 299, Laws of 1961 as amended by section 12, chapter 258, Laws of 1984 and RCW 3.34.060 are each amended to read as follows:

To be eligible to file a declaration of candidacy for and to serve as a district court judge, a person must:

(1) Be a registered voter of the district court district and electoral district, if any; and

(2) Be either:

(a) A lawyer admitted to practice law in the state of Washington; or

(b) A person who has been elected and has served as a justice of the peace, district judge, municipal judge, or police judge in Washington; or

(c) In those districts having a population of less than ten thousand persons, a person who has taken and passed the qualifying examination for the office of district judge as shall be provided by rule of the supreme court.

Sec. 5. Section 8, chapter 299, Laws of 1961 as amended by section 7, chapter 258, Laws of 1984 and RCW 3.30.080 are each amended to read as follows:

The supreme court may adopt rules of procedure for district courts. A district court may adopt local rules of procedure which are not inconsistent with state law or with the rules adopted by the supreme court. The rules for a county with a single district and multiple facilities may include rules to provide where cases shall be filed and where cases shall be heard. If the rules of the supreme court authorized under this section are adopted, all procedural laws in conflict with the rules shall be of no effect.

Sec. 6. Section 10, chapter 299, Laws of 1961 as last amended by section 111, chapter 202, Laws of 1987 and RCW 3.34.010 are each amended to read as follows:

The number of district judges to be elected in each county shall be: Adams, three; Asotin, one; Benton, two; Chelan, one; Clallam, one; Clark, four; Columbia, one; Cowlitz, two; Douglas, one; Ferry, two; Franklin, one; Garfield, one; Grant, one; Grays Harbor, two; Island, three; Jefferson, one; King, twenty-four; Kitsap, two; Kittitas, two; Klickitat, two; Lewis, two; Lincoln, one; Mason, one; Okanogan, two; Pacific, three; Pend Oreille, two; Pierce, eight; San Juan, one; Skagit, three; Skamania, one; Snohomish, eight; Spokane, eight; Stevens, two; Thurston, one; Wahkiakum, one; Walla Walla, three; Whatcom, two; Whitman, two; Yakima, six: PROVIDED, That this number may be increased in accordance with a resolution of the county commissioners under RCW 3.34.020.

Sec. 7. Section 24, chapter 299, Laws of 1961 as amended by section 21, chapter 258, Laws of 1984 and RCW 3.34.150 are each amended to read as follows:

If a district has more than one judge, the supreme court may by rule provide for the manner of selection of one of the judges to serve as presiding

judge and prescribe the presiding judge's duties. If a county has multiple districts or has one district with multiple electoral districts, the supreme court may by rule provide for the manner of selection of one of the judges to serve as presiding judge and prescribe the presiding judge's duties.

Passed the House March 13, 1989.

Passed the Senate April 13, 1989.

Approved by the Governor May 3, 1989.

Filed in Office of Secretary of State May 3, 1989.

## CHAPTER 228

[Substitute House Bill No. 2088]

### DOMESTIC INSURER'S HOLDING COMPANY SYSTEM—ACCEPTANCE OF FEES BY PERSONS IN

AN ACT Relating to acceptance of fees by persons in a domestic insurer's holding company system; and amending RCW 48.07.130.

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

Sec. 1. Section .07.13, chapter 79, Laws of 1947 as amended by section 5, chapter 339, Laws of 1981 and RCW 48.07.130 are each amended to read as follows:

(1) No person having any authority in the investment or disposition of the funds of a domestic insurer and no officer or director of an insurer shall accept, except for the insurer, or be the beneficiary of any fee, brokerage, gift, commission, or other emolument because of any sale of insurance or of any investment, loan, deposit, purchase, sale, payment, or exchange made by or for the insurer, or be pecuniarily interested therein in any capacity; except, that such a person may procure a loan from the insurer direct upon approval by two-thirds of its directors and upon the pledge of securities eligible for the investment of the insurer's funds under this code.

(2) This section does not prohibit a life insurer from making a policy loan to such person on a life insurance contract issued by it and in accordance with the terms thereof.

(3) The commissioner may(~~(-by regulations from time to time, define and))~~ permit additional exceptions to the prohibition contained in subsection (1) of this section (~~((solely))~~) to enable payment of reasonable compensation to a director who is not otherwise an officer or employee of the insurer, or to a corporation or firm in which the director is interested, for necessary services performed or sales or purchases made to or for the insurer in the ordinary course of the insurer's business and in the usual private professional or business capacity of such director or such corporation or firm.

In addition, the commissioner may permit exceptions to the prohibitions contained in subsection (1) of this section where the payment of a fee,