

## HOUSE BILL NO. HB0150

County election nominations.

Sponsored by: Representative(s) Hunt and Barlow and  
Senator(s) Steinmetz

A BILL

for

1 AN ACT relating to elections; modifying procedures for  
2 nominating candidates for county office in primary elections  
3 as specified; providing conforming amendments; and providing  
4 for an effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

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8 **Section 1.** W.S. 22-5-221 is created to read:

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10 **22-5-221. Nomination to county office.**

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12 (a) This section shall apply to all primary elections  
13 in which more than two (2) candidates are running for  
14 nomination to an office of county coroner, district attorney,

1 county attorney, county sheriff, county clerk, county  
2 treasurer, county assessor or clerk of the district court.

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4 (b) The names of the two (2) candidates regardless of  
5 political party affiliation receiving the most votes in the  
6 primary election for a county office specified in this section  
7 shall be placed on the general election ballot.

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9 (c) Tabulation of votes under this section shall be in  
10 accordance with the following:

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12 (i) The number of votes received by each candidate  
13 for a county office specified in this section shall be  
14 compared to determine which two (2) candidates, regardless of  
15 political party affiliation, will be placed on the general  
16 election ballot;

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18 (ii) If two (2) or more candidates tie for the  
19 most or second most number of votes in the primary election,  
20 the county canvassing board shall cast lots to determine which  
21 candidates received the most or second most number of votes;

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1           (iii) If any candidate eligible to be placed on  
2 the general election ballot under this section withdraws,  
3 dies or is determined ineligible before the ballots are  
4 printed, the remaining candidate with the most number of votes  
5 shall be placed on the ballot with any tie among remaining  
6 candidates treated as provided in paragraph (ii) of this  
7 subsection.

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9           **Section 2.** W.S. 22-5-215 is amended to read:

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11           **22-5-215. Nomination of partisan candidates and**  
12 **write-in candidates.**

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14 Except as provided in W.S. 22-5-221, on each party ballot the  
15 candidate or candidates equal in number to the number to be  
16 elected to each office who receive the largest number of votes  
17 shall be nominated and shall be entitled to have their names  
18 printed on the ballot for the next general election. A  
19 write-in candidate shall not be nominated and shall not be  
20 entitled to have his name printed on the ballot for the next  
21 general election unless he received at least twenty-five (25)  
22 write-in votes. An unsuccessful candidate for office at a  
23 primary election whose name is printed on any party ballot

1 may not accept nomination for the same office at the next  
2 general election.

3

4 **Section 3.** This act is effective July 1, 2019.

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6

(END)