

**TITLE 230. STATE ELECTION BOARD  
CHAPTER 25. BALLOT PRINTING**

**SUBCHAPTER 13. PLACING PARTIES, CANDIDATES, PROPOSITIONS ON  
BALLOT**

**230:25-13-12. Judicial candidates**

(a) *If two persons file for the same judicial office, their names shall appear on the ballot only at the time of the General Election.* [26:11-110] The order in which the candidates' names appear on the ballot at the General Election is determined by a drawing conducted as outlined in 230:25-11-1(b). *If, at the time of the Primary Election, more than two persons have filed for the same judicial office, their names shall appear on the ballot at the time of the Primary Election.* [26:11-111] The order in which the candidates' names appear on the Primary Election ballot is determined by the drawing described in 230:25-11-1(b).

(b) *If no candidate for the office of an associate district judge, or district judge, if the nominating district is coextensive with the entire judicial district, receives a majority of the votes cast for that office at the Primary Election, the two candidates who receive the highest number of votes will have their names placed on the ballot for the General Election. In the case of district judges, if the nominating district is not coextensive with the whole judicial district or electoral division of a judicial district, the two candidates who receive the highest number of votes at the Primary Election will have their names placed on the ballot for the General Election, whether or not one received a majority of votes cast for that office at the Primary Election.* [26:11-112] The name of the judicial candidate who received the highest number of votes in the Primary Election shall appear first on the General Election ballot. In the event of a tie for who received the highest number of votes in the Primary Election, the order in which the candidates' names will appear on the General Election ballot is determined by the drawing described in 230:25-11-1(b) no later than July 31 of that year.

(c) *If one candidate for the office of an associate district judge receives a majority of all votes cast for that office at the Primary Election and, in the case of district judges, if the nominating district is coextensive with the whole judicial district or electoral division of a judicial district, the candidate who received the majority of all votes cast at the Primary Election shall be deemed to have been elected to that office, and that office shall not be listed on the ballot for the General Election.* [26:11-113] ~~The order in which the candidates' names will appear on the General Election ballot is determined by the drawing described in 230:25-13-1.2.~~

(d) Judicial retention candidates shall appear on the ballot at the General Election. Such candidates shall appear in order by district number and by office number.