

REFERENCE TITLE: **municipal elections; recount threshold**

State of Arizona
House of Representatives
Forty-ninth Legislature
Second Regular Session
2010

HB 2342

Introduced by
Representatives Antenori, Gowan, Hendrix: Burges, Crump, Goodale, Jones,
Kavanagh, Seel, Stevens, Weiers JP

AN ACT

AMENDING SECTION 16-661, ARIZONA REVISED STATUTES; RELATING TO VOTE RECOUNTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 16-661, Arizona Revised Statutes, is amended to
3 read:

4 16-661. Automatic recount; requirements; exemption

5 A. EXCEPT AS PROVIDED IN SUBSECTION B, a recount of the vote is
6 required when the canvass of returns in a primary or general election shows
7 that the margin between the two candidates receiving the greatest number of
8 votes for a particular office, or between the number of votes cast for and
9 against initiated or referred measures or proposals to amend the Constitution
10 of Arizona, is less than or equal to the lesser of the following:

11 1. One-tenth of one per cent of the number of votes cast for both such
12 candidates or upon such measures or proposals.

13 2. Two hundred votes in the case of an office to be filled by state
14 electors and for which the total number of votes cast is more than
15 twenty-five thousand.

16 3. Fifty votes in the case of an office to be filled by state electors
17 and for which the total number of votes cast is twenty-five thousand or less.

18 4. Two hundred votes in the case of an initiated or referred measure
19 or proposal to amend the constitution.

20 5. Fifty votes in the case of a member of the legislature.

21 6. Ten votes in the case of an office to be filled by the electors of
22 ~~a city or town or~~ a county or subdivision of a ~~city, town or~~ county.

23 B. IN THE CASE OF AN OFFICE TO BE FILLED BY THE ELECTORS OF A CITY OR
24 TOWN OR SUBDIVISION OF A CITY OR TOWN, A RECOUNT OF THE VOTE IS REQUIRED WHEN
25 THE CANVASS OF RETURNS IN A PRIMARY OR GENERAL ELECTION SHOWS THAT THE MARGIN
26 BETWEEN THE TWO CANDIDATES RECEIVING THE GREATEST NUMBER OF VOTES FOR A
27 PARTICULAR OFFICE IS LESS THAN OR EQUAL TO ONE-QUARTER OF ONE PER CENT OF THE
28 NUMBER OF VOTES CAST FOR BOTH SUCH CANDIDATES.

29 ~~B-~~ C. Subsection A does not apply to elections for precinct
30 committeemen, school district governing boards, community college district
31 governing boards, fire district boards or fire district chiefs or
32 secretary-treasurers or boards of other special districts.