

COMMITTEE ON ELECTIONS  
SENATE AMENDMENTS TO H.B. 2518  
(Reference to House engrossed bill)

1 Page 1, between lines 1 and 2, insert:

2 "Section 1. Section 16-424, Arizona Revised Statutes, is amended to  
3 read:

4 16-424. Specifications of voting machine

5 A. A voting machine shall ~~be constructed to~~ provide ~~facilities~~ for  
6 voting for candidates at both primary and general elections.

7 B. A voting machine shall:

8 1. Permit a voter to vote for any person for any office whether or not  
9 nominated as a candidate.

10 2. ~~Insure~~ ENSURE voting in absolute secrecy.

11 3. Permit a voter to vote for any candidate or on any proposed  
12 constitutional amendment, question, proposition or measure for whom or on  
13 which ~~he~~ THE VOTER is entitled to vote, but none other.

14 4. Permit a voter to vote for the lawful number of candidates for an  
15 office, but no more.

16 5. Prevent the voter from voting for the same person twice.

17 6. IMPLEMENT RANKED CHOICE VOTING WHEN RANKING FOR CONTESTS IS USED IN  
18 A CITY OR TOWN ELECTION.

19 ~~6.~~ 7. Be provided with a lock by which immediately after the polls  
20 are closed any movement of the voting or registering mechanism is absolutely  
21 prevented.

22 C. A voting machine may be equipped with a device or devices for  
23 printing, embossing or photographing the count as shown on the candidate and  
24 amendment counters. The device will furnish a sheet of machine counter  
25 readings ~~prior to~~ BEFORE the opening of the polls and in addition will

1 provide a sheet of machine counter readings immediately ~~upon~~ ON close of  
2 polls in a minimum of three copies.

3 Sec. 2. Section 16-446, Arizona Revised Statutes, is amended to read:

4 16-446. Specifications of electronic voting system

5 A. An electronic voting system consisting of a voting or marking  
6 device in combination with vote tabulating equipment shall provide facilities  
7 for voting for candidates at both primary and general elections.

8 B. An electronic voting system shall:

9 1. Provide for voting in secrecy when used with voting booths.

10 2. Permit each elector to vote at any election for any person for any  
11 office whether or not nominated as a candidate, to vote for as many persons  
12 for an office as ~~he~~ THE ELECTOR is entitled to vote for and to vote for or  
13 against any question on which ~~he~~ THE ELECTOR is entitled to vote, and the  
14 vote tabulating equipment shall reject choices recorded on ~~his~~ THE ELECTOR'S  
15 ballot card or paper ballot if the number of choices exceeds the number that  
16 ~~he~~ THE ELECTOR is entitled to vote for the office or on the measure.

17 3. Prevent the elector from voting for the same person more than once  
18 for the same office.

19 4. ACCOMMODATE RANKED CHOICE VOTING WHEN RANKING FOR CONTESTS IS  
20 PRESCRIBED.

21 ~~4.~~ 5. Be suitably designed for the purpose used and be of durable  
22 construction, and may be used safely, efficiently and accurately in the  
23 conduct of elections and counting ballots.

24 ~~5.~~ 6. Be provided with means for sealing the voting or marking device  
25 against any further voting after the close of the polls and the last voter  
26 has voted.

27 ~~6.~~ 7. When properly operated, record correctly and count accurately  
28 every vote cast.

29 ~~7.~~ 8. Provide a durable paper document that visually indicates the  
30 voter's selections, that the voter may use to verify the voter's choices,  
31 that may be spoiled by the voter if it fails to reflect the voter's choices

1 and that permits the voter to cast a new ballot. This paper document shall  
2 be used in manual audits and recounts.

3 Sec. 3. Section 16-449, Arizona Revised Statutes, is amended to read:

4 16-449. Required test of equipment and programs; notice;  
5 procedures manual

6 A. Within the period of time before the election day prescribed by the  
7 secretary of state in the instructions and procedures manual adopted pursuant  
8 to section 16-452, the board of supervisors or other election officer in  
9 charge, or for an election involving state or federal candidates, the  
10 secretary of state, shall have the automatic tabulating equipment and  
11 programs tested to ascertain that the equipment and programs will correctly  
12 count the votes cast for all offices and on all measures, **INCLUDING THOSE**  
13 **USING THE RANKED CHOICE VOTING METHOD**. Public notice of the time and place  
14 of the test shall be given at least forty-eight hours prior thereto by  
15 publication once in one or more daily or weekly newspapers published in the  
16 town, city or village using such equipment, if a newspaper is published  
17 therein, otherwise in a newspaper of general circulation therein. The test  
18 shall be observed by at least two election inspectors, who shall not be of  
19 the same political party, and shall be open to representatives of the  
20 political parties, candidates, the press and the public. The test shall be  
21 conducted by processing a preaudited group of ballots so punched or marked as  
22 to record a predetermined number of valid votes for each candidate and on  
23 each measure and shall include for each office one or more ballots that have  
24 votes in excess of the number allowed by law in order to test the ability of  
25 the automatic tabulating equipment and programs to reject such votes. If any  
26 error is detected, the cause therefor shall be ascertained and corrected and  
27 an errorless count shall be made before the automatic tabulating equipment  
28 and programs are approved. A copy of a revised program shall be filed with  
29 the secretary of state within forty-eight hours after the revision is made.  
30 If the error was created by automatic tabulating equipment malfunction, a  
31 report shall be filed with the secretary of state within forty-eight hours  
32 after the correction is made, stating the cause and the corrective action

1 taken. The test shall be repeated immediately before the start of the  
2 official count of the ballots in the same manner as set forth above. After  
3 the completion of the count, the programs used and the ballots shall be  
4 sealed, retained and disposed of as provided for paper ballots.

5 B. Electronic ballot tabulating systems shall be tested for logic and  
6 accuracy within seven days before their use for early balloting pursuant to  
7 the instructions and procedures manual for electronic voting systems that is  
8 adopted by the secretary of state as prescribed by section 16-452. The  
9 instructions and procedures manual shall include procedures for the handling  
10 of ballots, the electronic scanning of ballots and any other matters  
11 necessary to ensure the maximum degree of correctness, impartiality and  
12 uniformity in the administration of an electronic ballot tabulating system.

13 C. Notwithstanding subsections A and B of this section, if a county  
14 uses accessible voting equipment to mark ballots and that accessible voting  
15 equipment does not independently tabulate or tally votes, the secretary of  
16 state in cooperation with the county officer in charge of elections may  
17 designate a single date to test the logic and accuracy of both the accessible  
18 voting equipment and electronic ballot tabulating systems."

19 Renumber to conform

20 Page 1, after line 28, insert:

21 "Sec. 5. Title 16, chapter 4, Arizona Revised Statutes, is amended by  
22 adding article 15, to read:

23 ARTICLE 15. OPTIONAL CITY AND TOWN RANKED CHOICE VOTING

24 16-731. Ranked choice voting; threshold

25 A. NOTWITHSTANDING ANY OTHER LAW, A CITY OR TOWN MAY BY ORDINANCE  
26 ESTABLISH AND USE A SYSTEM OF RANKED CHOICE VOTING IN THAT CITY'S OR TOWN'S  
27 ELECTIONS. IN ANY ELECTION IN WHICH RANKED CHOICE VOTING IS USED, THE  
28 FOLLOWING APPLY:

29 1. FOR AN ELECTION TO FILL TWO OR MORE SEATS FOR THE SAME OFFICE AND  
30 TERM, AN ELECTOR MAY VOTE FOR THE CANDIDATES FOR THAT OFFICE BY INDICATING  
31 THE ELECTOR'S ORDER OF PREFERENCE AMONG THE CANDIDATES. AN ELECTOR MAY VOTE  
32 FOR AND RANK AS FEW OF THE CANDIDATES AS THE ELECTOR WISHES OR THE ELECTOR

1 MAY VOTE FOR AND RANK AS MANY OF THE CANDIDATES AS PERMITTED FOR THAT BALLOT  
2 AS OTHERWISE PROVIDED BY LAW.

3 2. FOR AN ELECTION TO FILL A SINGLE SEAT FOR AN OFFICE AND TERM, AN  
4 ELECTOR MAY VOTE FOR AND RANK AS FEW OF THE CANDIDATES AS THE ELECTOR WISHES  
5 OR THE ELECTOR MAY VOTE FOR AND RANK AS MANY OF THE CANDIDATES AS PERMITTED  
6 FOR THAT BALLOT AS OTHERWISE PROVIDED BY LAW. THE THRESHOLD FORMULA FOR A  
7 SINGLE SEAT CONTEST SHALL RESULT IN A MAJORITY.

8 B. FOR ANY ELECTION WITH RANKED CHOICE VOTING, THE THRESHOLD NUMBER OF  
9 VOTES NECESSARY FOR A CANDIDATE TO BE ELECTED IS:

10 1. THE FEWEST VOTES THAT CAN BE OBTAINED BY NO MORE THAN THE NUMBER OF  
11 CANDIDATES TO BE ELECTED.

12 2. CALCULATED BY DETERMINING THE TOTAL NUMBER OF VALID VOTES CAST AND  
13 DIVIDING THAT NUMBER BY THE SUM OF ONE PLUS THE NUMBER OF CANDIDATES TO BE  
14 ELECTED, THEN ADDING ONE VOTE TO THE AMOUNT CALCULATED AND IGNORING ANY  
15 FRACTIONS IN THE RESULTS, AS SHOWN IN THE FOLLOWING FORMULA:

16 (TOTAL NUMBER OF VOTES CAST)

17  $(1 + \text{NUMBER OF CANDIDATES TO BE ELECTED FOR THAT OFFICE}) + 1 = \text{THRESHOLD}$

18 C. BALLOTS SHALL BE TALLIED AND ALLOCATED IN ROUNDS OF COUNTING AND  
19 EACH BALLOT SHALL BE COUNTED AS ONE VOTE FOR THAT BALLOT'S HIGHEST RANKED  
20 ADVANCING CANDIDATE. AN ADVANCING CANDIDATE IS A CANDIDATE THAT HAS NOT  
21 REACHED THE THRESHOLD NUMBER FOR ELECTION AND HAS NOT BEEN ELIMINATED FROM  
22 THE CONTEST AS PRESCRIBED BY SECTION 16-733.

23 D. EACH CANDIDATE WHO REACHES THE THRESHOLD NUMBER OF VOTES IS  
24 ELECTED. IF MORE THAN ONE CANDIDATE REACHES THE THRESHOLD NUMBER IN A ROUND  
25 OF COUNTING, THE BALLOTS OF THE CANDIDATE WHO RECEIVES THE LARGEST NUMBER OF  
26 FIRST CHOICE VOTES SHALL BE THE FIRST VOTES REDISTRIBUTED AT THEIR TRANSFER  
27 VALUE TO THE SECOND CHOICE INDICATED ON THAT BALLOT OR THE NEXT AVAILABLE  
28 CHOICE IF THE SECOND CHOICE CANDIDATE HAS ALREADY BEEN ELECTED OR ELIMINATED.  
29 THE TRANSFER PROCEDURE SHALL BE REPEATED FOR THE BALLOTS OF THE REMAINING  
30 CANDIDATE WHO WAS ELECTED ON THE FIRST ROUND IF ALL SEATS HAVE NOT BEEN  
31 ELECTED BY THE FIRST REDISTRIBUTION.

1           16-732. Surplus votes; redistribution; transfer value

2           A. VOTES THAT ARE ACQUIRED BY AN ADVANCING CANDIDATE IN EXCESS OF THE  
3 THRESHOLD NUMBER REQUIRED FOR THAT ELECTION CONSTITUTE THE CANDIDATE'S  
4 SURPLUS VOTES. ANY SURPLUS VOTES THAT CANDIDATE HAS RECEIVED SHALL BE  
5 REDISTRIBUTED AMONG THE OTHER ADVANCING CANDIDATES AS FOLLOWS:

6           1. EACH VOTE THAT WAS RECEIVED BY THE ELECTED CANDIDATE SHALL BE  
7 REDISTRIBUTED TO THE NEXT AVAILABLE CHOICE ON THAT BALLOT ACCORDING TO A  
8 TRANSFER VALUE FOR EACH BALLOT. A BALLOT SHALL NOT BE TRANSFERRED IF IT DOES  
9 NOT CONTAIN A VALID CHOICE TO TRANSFER. VALID BALLOTS SHALL BE TRANSFERRED  
10 AND THE TRANSFER VALUE SHALL BE ESTABLISHED AFTER TRANSFER. THE TRANSFER  
11 VALUE SHALL BE DETERMINED BY DIVIDING THE NUMBER OF SURPLUS VOTES CAST FOR  
12 THE ELECTED CANDIDATE BY THE TOTAL NUMBER OF VOTES RECEIVED BY THE ELECTED  
13 CANDIDATE, CALCULATED TO FIVE DECIMAL PLACES AND THEN ROUNDED TO THE FOURTH  
14 DECIMAL PLACE.

15           2. THE TRANSFER VALUE IS DEPICTED IN THE FOLLOWING FORMULA:

16           (NUMBER OF SURPLUS VOTES FOR THE ELECTED CANDIDATE)

17           (TOTAL NUMBER OF VOTES RECEIVED BY THE ELECTED CANDIDATE) = TRANSFER  
18 VALUE.

19           B. IF A CANDIDATE RECEIVES MORE THAN THE THRESHOLD NUMBER OF VOTES  
20 NECESSARY TO BE ELECTED AS A RESULT OF THE REDISTRIBUTION OF SURPLUS VOTES  
21 FROM A PREVIOUSLY ELECTED CANDIDATE, THE NUMBER OF VOTES IN EXCESS OF THE  
22 MINIMUM THRESHOLD OF VOTES NECESSARY TO BE ELECTED SHALL BE REDISTRIBUTED TO  
23 THE ADVANCING CANDIDATES. THIS REDISTRIBUTION SHALL BE TO THE NEXT AVAILABLE  
24 CHOICE SHOWN ON EACH OF THE ELECTED CANDIDATE'S BALLOTS. THE TRANSFER VALUE  
25 FOR THE BALLOTS ON WHICH THE CANDIDATE WAS THE FIRST CHOICE SHALL BE THE SAME  
26 AS THE TRANSFER VALUE PRESCRIBED IN SUBSECTION A. THE LESSER TRANSFER VALUE  
27 FOR EACH BALLOT THAT IS TRANSFERRED TO THE ADVANCING CANDIDATE FROM ONE OR  
28 MORE PREVIOUSLY ELECTED CANDIDATES SHALL BE DETERMINED AS FOLLOWS:

29           1. THE SURPLUS VOTES CAST FOR THE ELECTED CANDIDATE SHALL BE DIVIDED  
30 BY THE TOTAL NUMBER OF VOTES RECEIVED BY THE ELECTED CANDIDATE AND MULTIPLIED  
31 BY THE PREVIOUS TRANSFER VALUE OF THAT BALLOT. THE AMOUNT SHALL BE

1 CALCULATED TO FIVE DECIMAL PLACES AND THEN ROUNDED TO THE FOURTH DECIMAL  
2 PLACE.

3 2. THE SURPLUS VALUE IS DEPICTED IN THE FOLLOWING FORMULA:

4 (NUMBER OF SURPLUS VOTES CAST FOR THE ELECTED CANDIDATE)

5 (TOTAL NUMBER OF VOTES RECEIVED BY THE ELECTED CANDIDATE) X PREVIOUS  
6 TRANSFER VALUE OF THAT BALLOT = LESSER TRANSFER VALUE.

7 16-733. Elimination rounds; transfer of votes; limitation

8 A. FOR ANY ROUND OF BALLOT COUNTING IN WHICH THERE ARE NO MORE  
9 SURPLUSES TO TRANSFER AND THE SEATS ARE NOT YET FILLED, THE CANDIDATE WITH  
10 THE LOWEST NUMBER OF VOTES SHALL BE ELIMINATED. IN ELIMINATION ROUNDS, ALL  
11 OF THAT ELIMINATED CANDIDATE'S VOTES INCLUDING FIRST CHOICE VOTES AND ANY  
12 VOTES THAT WERE RECEIVED FROM A PREVIOUSLY ELECTED CANDIDATE'S SURPLUS AT THE  
13 TRANSFER VALUE SHALL BE TRANSFERRED TO THE ADVANCING CANDIDATES ACCORDING TO  
14 THE NEXT AVAILABLE CHOICE SHOWN ON THE ELIMINATED CANDIDATE'S BALLOTS. THE  
15 ELIMINATED CANDIDATE'S FIRST CHOICE VOTES SHALL BE TRANSFERRED TO THE SECOND,  
16 OR NEXT AVAILABLE, CHOICE AT FULL VALUE. ANY VOTES THAT ARE RECEIVED FROM  
17 PREVIOUSLY ELECTED OR ELIMINATED CANDIDATES SHALL BE TRANSFERRED TO ADVANCING  
18 CANDIDATES AT THE TRANSFER VALUE AT WHICH EACH VOTE WAS RECEIVED.

19 B. VOTES MAY NOT BE TRANSFERRED TO CANDIDATES WHO HAVE ALREADY MET THE  
20 THRESHOLD NUMBER AND VOTES MAY NOT BE TRANSFERRED TO CANDIDATES WHO HAVE BEEN  
21 ELIMINATED. IF A VOTER'S NEXT CHOICE IS NOT ELIGIBLE FOR RECEIPT OF  
22 TRANSFERRED VOTES, THAT VOTE OR PORTION OF A VOTE SHALL BE TRANSFERRED TO THE  
23 VOTER'S NEXT INDICATED CHOICE UNTIL ALL CHOICES ON THAT BALLOT HAVE BEEN  
24 EXHAUSTED. A BALLOT IS EXHAUSTED IF AFTER THE PREFERRED CANDIDATES ARE  
25 ELIMINATED, THE BALLOT DOES NOT INDICATE ONE OF THE ADVANCING CANDIDATES AS  
26 AN ALTERNATE CHOICE.

27 16-734. Sequence of tabulation; candidates declared elected

28 THE TABULATION OF VOTES TO BE REDISTRIBUTED AFTER THE FIRST ROUND OF  
29 COUNTING SHALL CONTINUE IN THE FOLLOWING SEQUENCE:

30 1. THE SURPLUS VOTES OF ELECTED CANDIDATES ARE REDISTRIBUTED UNTIL  
31 THERE ARE NO MORE CANDIDATES TO RECEIVE THE MINIMUM THRESHOLD OF VOTES  
32 NECESSARY TO BE ELECTED.





1 CHOICE METHOD. IF THE SECRETARY OF STATE DETERMINES THAT THE NUMBER OF  
2 CANDIDATES FOR A PARTICULAR OFFICE EXCEEDS THE PRACTICABLE SPACE REQUIREMENTS  
3 FOR RANKING ALL CANDIDATES ON THE BALLOT, THE SECRETARY OF STATE MAY LIMIT  
4 THE NUMBER OF RANKED CHOICES THAT THE VOTER MAY MAKE, EXCEPT THAT IF THERE  
5 ARE FIVE OR MORE CANDIDATES FOR AN OFFICE, THE SECRETARY OF STATE SHALL  
6 PROVIDE FOR RANKING AT LEAST TWO MORE CANDIDATES THAN THE NUMBER OF SEATS TO  
7 BE FILLED IN THAT CONTEST.

8 D. THE SECRETARY OF STATE BY RULE MAY:

9 1. PROVIDE FOR THE USE OF MECHANICAL, ELECTRONIC OR OTHER DEVICES FOR  
10 MARKING, SORTING AND COUNTING THE BALLOTS AND TABULATING THE RESULTS.

11 2. MODIFY THE FORM OF THE BALLOTS AND THE INSTRUCTIONS TO VOTERS TO  
12 COMPLY WITH THE SYSTEM OF RANKED CHOICE VOTING.

13 3. PRESCRIBE THE METHOD OF MARKING, SORTING, COUNTING, INVALIDATING  
14 AND TABULATING VOTES, EXCEPT THAT RULES OR PROCEDURES ADOPTED SHALL NOT  
15 CONFLICT WITH THE SUBSTANCE OR INTENT OF THIS ARTICLE.

16 16-737. Sample ballots; instructions to voters; voter intent

17 A. INSTRUCTIONS ON THE BALLOT SHALL INCLUDE THE FOLLOWING STATEMENT:

18 1. RANK CANDIDATES IN ORDER OF YOUR PREFERENCE.

19 2. YOU MAY RANK AS FEW CANDIDATES AS YOU WISH OR AS MANY AS IS  
20 ALLOWED.

21 3. RANKING ADDITIONAL CANDIDATES WILL NOT HURT YOUR HIGHER RANKED  
22 FAVORITE CANDIDATES, BUT WILL INCREASE YOUR CHANCES OF HAVING YOUR BALLOT  
23 COUNT FOR A CANDIDATE IF NO CANDIDATE INITIALLY GETS ENOUGH VOTES TO WIN.

24 4. DO NOT SKIP RANKINGS OR GIVE THE SAME RANKING TO MORE THAN ONE  
25 CANDIDATE.

26 5. DO NOT RANK THE SAME CANDIDATE MORE THAN ONCE.

27 B. THE OFFICER IN CHARGE OF ELECTIONS SHALL POST SAMPLE BALLOTS THAT  
28 USE FICTITIOUS NAMES TO ILLUSTRATE VOTING PROCEDURES. THE SAMPLE BALLOTS  
29 SHALL BE POSTED IN OR NEAR THE VOTING BOOTH AND SHALL BE INCLUDED IN THE  
30 INSTRUCTION MATERIALS FOR EARLY VOTERS, IN MAILED VOTER PAMPHLETS AND IN  
31 INTERNET VOTER EDUCATION. BEFORE EACH ELECTION, THE SECRETARY OF STATE SHALL  
32 CONDUCT A VOTER EDUCATION CAMPAIGN TO EDUCATE VOTERS ON THE USE AND PURPOSE

1 OF THE RANKED CHOICE VOTING METHOD. THE SECRETARY OF STATE SHALL USE PUBLIC  
2 SERVICE ANNOUNCEMENTS AS WELL AS SEEK OTHER MEDIA COOPERATION TO THE MAXIMUM  
3 EXTENT PRACTICABLE.

4 C. IN COUNTING BALLOTS, ELECTION OFFICIALS SHALL ATTEMPT TO ASCERTAIN  
5 THE INTENT OF THE VOTER AS EXPRESSED BY THE VOTER'S MARKINGS ON THE BALLOT AS  
6 PROVIDED BY LAW AND AS PRESCRIBED IN THE INSTRUCTIONS AND PROCEDURES MANUAL  
7 ADOPTED BY THE SECRETARY OF STATE. IF IT IS IMPOSSIBLE TO DETERMINE THE  
8 INTENT OF THE VOTER FOR ANY OFFICE OR PUBLIC QUESTION, THAT BALLOT SHALL BE  
9 COUNTED AS BLANK OR SPOILED FOR THAT OFFICE OR QUESTION ONLY AND THAT  
10 DETERMINATION DOES NOT APPLY FOR ANY OTHER OFFICE OR QUESTION ON THE BALLOT  
11 FOR WHICH THE VOTER'S INTENT CAN BE DETERMINED. THE SECRETARY OF STATE SHALL  
12 INCLUDE IN THE INSTRUCTIONS AND PROCEDURES MANUAL PROVISIONS ON DETERMINING  
13 WHETHER A BALLOT IS SPOILED AND WHETHER A VOTER'S INTENT CAN BE DETERMINED.  
14 THE INSTRUCTIONS AND PROCEDURES MANUAL SHALL CONFORM TO THE INTENT AND  
15 SUBSTANCE OF THIS ARTICLE.

16 16-738. Method of tabulating votes: instructions to voters

17 THE FOLLOWING SHALL APPLY WHENEVER RANKED CHOICE VOTING BALLOTS ARE  
18 TABULATED:

19 1. IF AFTER A BALLOT'S FIRST CHOICE CANDIDATE IS ELIMINATED, A BALLOT  
20 DOES NOT INDICATE ONE OF THE ADVANCING CANDIDATES AS AN ALTERNATE CHOICE, THE  
21 BALLOT IS EXHAUSTED AND SHALL NOT BE TABULATED FURTHER.

22 2. IF A VOTER SKIPS EXACTLY ONE NUMERICAL RANKING ON THAT VOTER'S  
23 BALLOT, THE SKIPPED RANKING WILL BE IGNORED AND THAT BALLOT WILL BE VALID AND  
24 TABULATED.

25 3. IF A VOTER SKIPS TWO OR MORE NUMERICAL RANKINGS ON THE VOTER'S  
26 BALLOT, ONLY THOSE RANKINGS THAT WERE LOWER THAN THE TWO SKIPPED RANKINGS  
27 WILL BE COUNTED AS VALID.

28 4. IF A VOTER GIVES THE SAME RANKING TO MORE THAN ONE CANDIDATE, THE  
29 VOTER'S RANKINGS SHALL BE COUNTED IN ORDER OF PREFERENCE, STOPPING AT THE  
30 POINT WHERE THE BALLOT CONTAINS THE SAME RANKING FOR MORE THAN ONE CANDIDATE.

1           5. IF A VOTER RANKS THE SAME CANDIDATE MORE THAN ONCE, THE HIGHEST  
2 RANKING FOR THAT CANDIDATE IS VALID AND ANY LOWER RANKINGS OF THAT CANDIDATE  
3 ARE IGNORED.

4           6. FOR ANY TIED VOTES THAT MUST BE BROKEN AND THAT OCCUR AT ANY STAGE  
5 IN THE TABULATION, THE ADVANTAGE GOES TO THE CANDIDATE WHO WAS CREDITED WITH  
6 THE MOST VOTES IN THE IMMEDIATELY PRECEDING ROUND OF TABULATION. FOR TIED  
7 VOTES FOR WHICH THERE IS NO PREVIOUS ROUND OF TABULATING, THE FOLLOWING  
8 APPLY:

9           (a) A TIE FOR THE FEWEST VOTES BETWEEN CANDIDATES WHO WILL NOT BE  
10 ADVANCING AND WHO HAVE BEEN ELIMINATED FROM THE CONTEST SHALL BE RESOLVED BY  
11 SIMULTANEOUSLY ELIMINATING BOTH CANDIDATES AND TABULATING AND TRANSFERRING  
12 THE REMAINING VALID CHOICES FOR ADVANCING CANDIDATES. THE ROUND OF COUNTING  
13 IS NOT COMPLETE UNTIL THE BALLOTS OF BOTH ELIMINATED CANDIDATES ARE  
14 TABULATED.

15           (b) A TIE BETWEEN CANDIDATES IN WHICH TWO OR MORE CANDIDATES HAVE AN  
16 EQUAL NUMBER OF FIRST CHOICE VOTES AND MORE THAN TWO CANDIDATES WOULD ADVANCE  
17 TO THE FINAL ROUND SHALL BE RESOLVED AS PRESCRIBED BY SECTION 16-649.

18           16-739. Ranked choice voting; charter; ordinance

19           THIS ARTICLE DOES NOT REQUIRE A CITY OR TOWN TO ADOPT A RANKED CHOICE  
20 VOTING SYSTEM, BUT A CITY OR TOWN MAY AMEND ITS CHARTER IF REQUIRED FOR THAT  
21 CITY OR TOWN TO ADOPT AN ORDINANCE TO IMPLEMENT RANKED CHOICE VOTING SYSTEM  
22 AS PRESCRIBED BY THIS ARTICLE."

23 Amend title to conform

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