

HB1053_L.006

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on State, Civic, Military, & Veterans Affairs.

HB21-1053 be amended as follows:

1 Amend printed bill, page 2, line 3, strike "(2)" and substitute "(2); and
2 **add (3)**".

3 Page 2, after line 10 insert:

4 "(3) (a) A CANDIDATE WHO LOST AN ELECTION CONTEST WITH THE
5 MOST VOTES MAY WAIVE THE AUTOMATIC RECOUNT PROVISIONS OF THIS
6 SECTION BY GIVING WRITTEN NOTICE TO THE ELECTION OFFICIAL
7 ORDERING THE RECOUNT WITHIN ONE DAY OF THE ELECTION OFFICIAL
8 ISSUING THE ORDER. IF THE CANDIDATE FILES THE WAIVER, A RECOUNT
9 SHALL NOT BE CONDUCTED AND ANY REQUEST FOR A RECOUNT OR FOR A
10 MANUAL RECOUNT FILED BY AN INTERESTED PARTY OR REGISTERED
11 ELECTOR UNDER SECTION 1-10.5-106 OR 1-10.5-106.5 IS OF NO EFFECT.

12 (b) A CANDIDATE WHO LOST AN ELECTION CONTEST WITH THE
13 MOST VOTES MAY WAIVE THE OPTION TO REQUEST THAT A RECOUNT
14 REQUIRED UNDER THIS SECTION BE CONDUCTED AS A MANUAL RECOUNT
15 IN ACCORDANCE WITH SECTION 1-10.5-106.5 BY GIVING WRITTEN NOTICE
16 TO THE ELECTION OFFICIAL ORDERING THE RECOUNT WITHIN ONE DAY OF
17 THE ELECTION OFFICIAL ISSUING THE ORDER. IF THE CANDIDATE FILES THE
18 WAIVER, A REQUEST FOR A MANUAL RECOUNT BY AN INTERESTED PARTY
19 OR REGISTERED ELECTOR UNDER 1-10.5-106.5 IS OF NO EFFECT AND THE
20 RECOUNT SHALL BE CONDUCTED IN ACCORDANCE WITH THIS ARTICLE
21 10.5."

22 Page 6, line 2, after "notify" insert "EACH CANDIDATE IN THE ELECTION
23 AND".

24 Page 6, after line 4 insert:

25 "(c) A CANDIDATE WHO LOST AN ELECTION CONTEST WITH THE
26 MOST VOTES MAY WAIVE A RECOUNT REQUESTED BY AN INTERESTED
27 PARTY OR REGISTERED ELECTOR UNDER THIS SECTION BY GIVING WRITTEN
28 NOTICE TO THE SECRETARY OF STATE, COUNTY CLERK AND RECORDER,
29 DESIGNATED ELECTION OFFICIAL, OR OTHER GOVERNING BODY WITHIN ONE
30 DAY OF RECEIVING NOTICE OF THE REQUEST. IF THE CANDIDATE FILES THE
31 WAIVER, THE REQUEST IS OF NO EFFECT AND THE RECOUNT SHALL NOT BE
32 CONDUCTED."

** ** ** ** **