

A-Engrossed
Senate Bill 691

Ordered by the Senate May 3
Including Senate Amendments dated May 3

Sponsored by Senator BURDICK; Senator MANNING JR

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Requires Secretary of State to ensure that county election officials conduct election recounts in manner that is consistent, transparent, accurate and pursuant to all applicable laws in recounts conducted in *[more than one county]* **statewide ballot measures** or involving nomination or election of *[member of Legislative Assembly]* **listed public offices.**

Requires county clerk to provide notice to Secretary of State of date, time and location of recount and information regarding all aspects of recount process.

Requires Secretary of State to ensure consistency in recount processes across counties involved in recount to extent practicable and to be responsible for certification of results of election or nomination.

A BILL FOR AN ACT

1
2 Relating to the responsibilities of the Secretary of State in election recounts; amending ORS 258.150.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 258.150 is amended to read:

5 258.150. (1) The Secretary of State shall be responsible for *[insuring]* **ensuring** that the proce-
6 dures to be used in conducting election recounts assure an accurate recount in the shortest time
7 at the least expense. Whenever demands are filed for a recount of a vote for both a measure and a
8 nomination or office, or for more than one measure, nomination or office, the Secretary of State may
9 determine the most appropriate procedure to be used in conducting the recounts simultaneously.

10 **(2)(a) In all election recounts for the office of President and Vice-President of the United**
11 **States, United States Senate, United States House of Representatives, Governor, Secretary**
12 **of State, State Treasurer, Attorney General, Commissioner of the Bureau of Labor and In-**
13 **dustries, Supreme Court, Court of Appeals, Oregon Tax Court, Circuit Court, Oregon Senate,**
14 **Oregon House of Representatives and statewide measures, the Secretary of State shall en-**
15 **sure that county elections officials conduct the recount in a manner that is consistent,**
16 **transparent, accurate and in accordance with all applicable laws.**

17 **(b) The county clerk in each county involved in a recount described in paragraph (a) of**
18 **this subsection shall provide notice to the Secretary of State of the date, time and location**
19 **of the recount and information regarding all aspects of the recount process, including:**

20 **(A) The appointment of counting boards;**

21 **(B) The conditions for recount observers;**

22 **(C) The manner in which voter intent is determined; and**

23 **(D) The counting of ballots.**

24 **(e) The Secretary of State shall review the notices and actual recount processes de-**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 scribed in paragraph (b) of this subsection to ensure consistency across counties involved in
2 the recount to the degree reasonably practicable. The Secretary of State shall be responsible
3 for the certification of the results of the election or nomination as reported by the county
4 clerks in the counties involved in the recount.

5 (d) The Secretary of State may adopt rules necessary to implement this subsection.

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