

JAN 17 2024

A BILL FOR AN ACT

RELATING TO ELECTIONS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 11-158, Hawaii Revised Statutes, is
2 amended by amending its title and subsection (a) to read as
3 follows:

4 "~~{}~~ §11-158 ~~{}~~ **Mandatory recount of votes.** (a) The chief
5 election officer, or the clerk in the case of a county election,
6 shall conduct a hand recount of all [~~votes~~] ballots cast for any
7 office or ballot question in any election if the official
8 tabulation of all of the returns for that office or question
9 reveals that the difference in:

10 (1) The number of [~~votes~~] ballots cast for a candidate
11 apparently qualified for the general election ballot
12 or elected to office and the number of [~~votes~~] ballots
13 cast for the closest apparently defeated opponent; or

14 (2) The number of [~~votes~~] ballots cast in the affirmative
15 for the ballot question and the number of [~~votes~~]
16 ballots cast in the negative for the ballot question,



1 including when applicable, the tabulation of blank
2 [~~votes~~₇] ballots,
3 is equal to or less than one hundred [~~votes~~_{or}] ballots, one-
4 quarter of one per cent of the total number of [~~votes~~] ballots
5 cast for the contest, or the margin of error for the tabulation
6 method utilized, whichever is greater."

7 SECTION 2. Statutory material to be repealed is bracketed
8 and stricken. New statutory material is underscored.

9 SECTION 3. This Act shall take effect upon its approval.

10

INTRODUCED BY: _____



S.B. NO. 2115

Report Title:

Elections; Ballots; Ballot Questions; Recount

Description:

Specifies that a recount of all ballots cast for any election shall occur if the official tabulation of all of the returns for that office or ballot question reveals that there is a difference equal to or less than one hundred votes, one-quarter of one per cent of the total number of ballots cast for the contest, or the margin of error for the tabulation method utilized, whichever is greater.

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