

**A-Engrossed**  
**House Bill 2912**

Ordered by the House March 30  
Including House Amendments dated March 30

Sponsored by Representative WINGARD (Pre-session filed.)

**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 automatic full recount of votes cast for nomination [*or election*] of candidate, **or election of certain candidates**, to nonpartisan office at nominating election when candidate receives close to majority of votes cast for office.

**A BILL FOR AN ACT**

1  
2 Relating to elections; amending ORS 258.280.

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

4 **SECTION 1.** ORS 258.280 is amended to read:

5 258.280. (1) The Secretary of State shall order a full recount of the votes cast for nomination  
6 or election to a public office for which the Secretary of State is the filing officer, and the county  
7 clerk who conducted the election shall order a full recount of the votes cast for nomination or  
8 election to any other public office if the canvass of votes of the election reveals that:

9 (a) Two or more candidates for that nomination or office have an equal and the highest number  
10 of votes; or

11 (b) The difference in the number of votes cast for a candidate apparently nominated or elected  
12 to the office and the votes cast for the closest apparently defeated opponent is not more than one-  
13 fifth of one percent of the total votes for both candidates.

14 **(2)(a) Unless otherwise provided by a home rule charter, at an election described in ORS**  
15 **249.088, the Secretary of State shall order a full recount of the votes cast for nomination or**  
16 **election to a nonpartisan office for which the Secretary of State is the filing officer, and the**  
17 **county clerk who conducted the election shall order a full recount of the votes cast for**  
18 **nomination or election to any other nonpartisan office, if the canvass of votes of the election**  
19 **reveals that the number of votes cast for a candidate differs from a majority of votes cast**  
20 **for the office by not more than one-fifth of one percent of the total votes cast for the office.**

21 **(b) This subsection does not apply to the office of sheriff, the office of county clerk, the**  
22 **office of county treasurer or a candidate to fill a vacancy, as described in ORS 249.088.**

23 [(2)] **(3)** The cost of a full recount conducted under this section shall be paid by the county for  
24 a county office, by the city for a city office, by the special district for a special district office or by  
25 the state for any other office.

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**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.