

1 H.563

2 Introduced by Representatives Stevens of Waterbury, Jerman of Essex, Macaig
3 of Williston and Martin of Wolcott

4 Referred to Committee on

5 Date:

6 Subject: Elections; local elections; rescission

7 Statement of purpose: This bill proposes to remove the ability for the voters of
8 a municipality to rescind a vote taken by Australian ballot.

9 An act relating to rescission of votes taken by Australian ballot

10 It is hereby enacted by the General Assembly of the State of Vermont:

11 Sec. 1. 17 V.S.A. § 2661 is amended to read:

12 § 2661. RECONSIDERATION OR RESCISSION OF VOTE

13 (a) A warned article voted on at an annual or special meeting of a
14 municipality shall not be submitted to the voters for reconsideration or
15 rescission at the same meeting after the assembly has begun consideration of
16 another article. If the voters have begun consideration of another article, the
17 original article may only be submitted to the voters at a subsequent annual or
18 special meeting duly warned for the purpose and called by the legislative body
19 on its own motion or pursuant to a petition requesting such reconsideration or
20 rescission signed and submitted in accordance with subsection (b) of this

1 section. A vote taken at an annual or special meeting shall remain in effect
2 unless rescinded or amended. A vote taken at an annual or special meeting by
3 Australian ballot may not be reconsidered or rescinded.

4 * * *

5 (d) ~~For a vote by Australian ballot, the form of the ballot shall be as~~
6 ~~follows: "Article 1: [cite the article to be reconsidered as lastly voted]."~~

7 ~~(e)~~ A majority vote in favor of reconsideration or rescission, of a question
8 voted on by paper ~~or Australian ballot~~, shall not be effective unless the number
9 of votes cast in favor of reconsideration or rescission exceeds two-thirds of the
10 number of votes cast for the prevailing side at the original meeting unless the
11 voters of the municipality approve a different percentage pursuant to the
12 following:

13 * * *