

1 S.86

2 Representatives Pearson of Burlington and Koch of Barre Town move that the
3 report of the Committee on Government Operations be amended as follows:

4 First: By striking out Sec. 17 (amending 17 V.S.A. § 2370) in its entirety
5 and inserting in lieu thereof a new Sec. 17 to read:

6 Sec. 17. 17 V.S.A. § 2370 is amended to read:

7 § 2370. WRITE-IN CANDIDATES

8 (a) A write-in candidate shall not qualify as a primary winner unless he or
9 she receives at least ~~one-half~~ the same number of votes as the number of
10 signatures required for his or her office on a primary petition, except that if a
11 write-in candidate receives more votes than a candidate whose name is printed
12 on the ballot, he or she may qualify as a primary winner.

13 (b) The write-in candidate who qualifies as a primary winner under this
14 section must still be determined a winner under section 2369 of this ~~title~~
15 chapter before he or she becomes the party's candidate in the general election.

16 Second: By striking out Sec. 38 (amending 17 V.S.A. § 2587) in its entirety
17 and inserting in lieu thereof a new Sec. 38 to read:

18 Sec. 38. 17 V.S.A. § 2587 is amended to read:

19 § 2587. RULES FOR COUNTING BALLOTS

20 * * *

1 (e)(1) In the case of “write-in” votes, the act of writing in the name of a
2 candidate, or pasting a label containing a candidate’s name upon the ballot,
3 without other indications of the voter’s intent, shall constitute a vote for that
4 candidate, even though no cross is placed after such name.

5 (2) The election officials counting ballots and tallying results ~~must~~ shall
6 list every person who ~~receives~~ received a “write-in” vote and the number of
7 votes received.

8 (3) On each tally sheet, the counters shall add together the names of
9 candidates that are clearly the same person, even though a nickname or last
10 name is used. Names of fictitious persons shall not be listed.

11 * * *

12 Third: By striking out Sec. 53 (amending 17 V.S.A. § 2682a) in its entirety
13 and inserting in lieu thereof a new Sec. 53 to read:

14 Sec. 53. 17 V.S.A. § 2682a is added to read:

15 § 2682a. WRITE-IN CANDIDATES

16 Notwithstanding the provisions of section 2682 of this subchapter, in order
17 to be elected, a write-in candidate shall receive at least 30 votes or the votes of
18 one percent of the registered voters in the municipality, whichever is less.