

REFERENCE TITLE: city elections; runoff; vote total

State of Arizona  
House of Representatives  
Forty-ninth Legislature  
First Regular Session  
2009

# HB 2033

Introduced by  
Representative Kavanagh

AN ACT

AMENDING SECTION 9-821.01, ARIZONA REVISED STATUTES; RELATING TO CITY AND TOWN ELECTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 9-821.01, Arizona Revised Statutes, is amended to  
3 read:

4 9-821.01. City and town elections; optional procedure

5 A. Notwithstanding any other provision of law, a city or town may by  
6 ordinance provide that at the primary election any candidate who receives a  
7 majority of all votes cast FOR THAT OFFICE at such election shall be declared  
8 elected to the office for which he is a candidate, effective as of the date  
9 of the general election, and no further election shall be held as to such  
10 candidate, provided that nothing on the ballot shall be indicative of the  
11 source of the candidacy or of the support of the candidate.

12 B. In addition to ~~the provisions of~~ subsection A, any town with a  
13 population of five thousand persons or less according to the most recent  
14 United States decennial census may by majority vote of the qualified electors  
15 of the town voting on the question provide that at the primary election those  
16 candidates receiving the highest number of votes for the offices to be filled  
17 shall be declared elected to the office, and no further election shall be  
18 held if at least three-fifths of the seats are filled by persons receiving a  
19 majority of the votes cast FOR THAT OFFICE as provided in subsection A.

20 C. If a town elects to conduct primary elections ~~which the provisions~~  
21 ~~of~~ UNDER subsection B ~~apply~~, there shall not be anything on the ballot ~~which~~  
22 THAT is indicative of the source of the candidacy or of the support of the  
23 candidate.