

## **SECTION 14 RECOUNT**

Any candidate dissatisfied with the result of the count by the canvassing board in his or her election contest may request, within five days of the date upon which the canvassing board certifies the election, a recount of the ballots pertaining to his or her election by filing a request in writing with the secretary. Where the canvassing has been conducted electronically, the written request shall specify whether the challenger wants the recount conducted by hand or electronically, or both. Requests for recount that include ballots cast pursuant to section 10 will be counted by hand only to the extent practicable. Prior to the commencement of a recount, the candidate challenging the results of his or her election shall deposit with the secretary a sum calculated by the secretary to cover the costs of the recount. The money deposited shall be refunded to the candidate challenging the election if the recount results in a finding that this candidate actually received the plurality of the votes cast.

Following receipt of such a request and the required deposit, the secretary, under the authority of the president, shall appoint a recount committee composed of five active members of the State Bar who are not members of the canvassing board and where practicable, do not maintain their principal office for the practice of law in the same district as the challenger. As soon as practicable, but not less than five days prior to the Annual Meeting, the recount committee shall recount the ballots pertaining only to those elections in which a recount has been requested in the manner requested by the candidate filing the recount request, examine the ballots not counted, determine the number of votes validly cast for each candidate in the election, and immediately report the results to the secretary who shall announce the results at the annual meeting. Any member of the State Bar will be permitted to be in attendance during the recount of the ballots subject only to reasonable restrictions invoked by the secretary or the recount committee. The results of the recount shall be final.