Ranked choice voting in New York City will not upset the two-party system, but it is raising questions about political parties

Last month, New York City held primary elections for Mayor and other city government positions. These contests used ranked-choice voting (RCV), whose majoritarian version is gaining popularity in the United States. **Jack Santucci** questions whether RCV has transformed New York City politics and argues it is part of a wider debate about the role of political parties in America.

New York City used ranked-choice voting (RCV) in its nominating primaries for Mayor and other offices last month. Commentators have declared it <u>a success</u>: for <u>producing</u> a Black mayoral nominee, <u>dispelling</u> worries about voter <u>confusion</u>, and <u>reducing</u> the share of men who will run for city council as Democrats this November. The reform increased participation in down-ballot races.

What is less clear is whether the reform itself has transformed city politics. Nor has it contributed to advocates' main goal, which is moving the United States toward more than two parties. Despite recent history with multiparty competition, New York's RCV system is not built to channel that. Instead, some advocates want to go in the direction of no parties at all.

How ranked-choice voting came to New York City

By RCV, I mean the 'single-winner form,' otherwise known as 'instant runoff' or the Alternative Vote, which is <u>different</u> from the single transferable vote (a.k.a., 'proportional RCV') and the <u>block-preferential system</u>.

In ranked-choice voting (as I use the term here), the voter ranks candidates in order of preference, and first-choice votes are counted. If no candidate has a majority, the trailing candidate is eliminated, and ballots in their pile flow to next-ranked picks. The process repeats until some person has a majority of continuing ballots. Typically, in the US, RCV replaces first-past-the-post or runoff elections.

New York City now <u>uses</u> RCV for primaries and special elections for three citywide offices, five borough presidencies, and 51 seats in its city council. This first round of primaries and specials follows a 2019 referendum, initiated by city government, in which <u>74 percent of over 796,000 voters</u> agreed to adopt the system. The <u>purpose</u> was to eliminate primary runoffs (triggered if the first-round leader did not meet 40 percent), which had been in <u>place</u> since 1969.

Politics transformed?

Reformers have claimed a victory on two fronts: bringing more racial and gender <u>diversity</u> to city council, then giving candidates <u>new incentives</u> to appeal broadly.

One key question is whether RCV changes candidate strategy. An emerging metric is the frequency of come-from-behind (CFB) winners. A winner 'comes from behind' when transfers lead to the defeat of the leader in first-choice votes. A CFB indicates coalition-building distinct from what we see under plurality voting.

Results are now <u>certified</u>, with <u>two CFB</u> winners. This is consistent with the <u>rate</u> from the larger set of modern RCV elections. The big result <u>might have been</u> Kathryn Garcia (D) beating first-choice leader Eric Adams (R <u>to</u> D) for the mayoral nomination. That <u>did not</u> happen.

On the diversity front, we should acknowledge that 39 of 51 council seats were <u>subject</u> to term limits. This is not to rule out RCV as a factor. The point is that there may be others. Finally, an <u>open question</u> is whether some third party or independent will enter November's general election.



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New York City RCV is choice within parties — not among them

New York City continues the US pattern of *not* using RCV to structure *choice among parties*. Rather, the <u>trend</u> is to rank choices *within* or *in spite of* parties. British readers may be familiar with London's '<u>supplementary vote</u>' (SV) system, used to pick the Mayor. This is different from New York City RCV. Both systems restrict the number of choices a voter may rank — two in London, five in New York City. But the bigger difference is that, in London, parties <u>control</u> use of their labels and tend to <u>nominate</u> one candidate each. Therefore, RCV in London involves *choice among parties*.

New York City RCV offers choice *within* but *not among* parties (except in special elections). This is because the system is used at the primary (or nominating) stage, ahead of the general election. Such uses also <u>can be found</u> in Virginia, Texas, and five states' 2020 Democratic presidential primaries.

In Maine, RCV <u>combines</u> with state and federal primaries, as well as federal general elections. However, voters may have <u>had</u> choice <u>among gubernatorial parties</u> on their minds when they voted to adopt the system — first in 2016, then again in 2018, to overturn an adverse <u>action</u> by the state legislature. The going interpretation of the state constitution prohibits use for gubernatorial general elections.

Why would power brokers (such as the New York City charter commission) opt against choice *among* parties? One reason is technical. Under the state's <u>ballot-fusion rules</u>, multiple parties can nominate the same candidate, who then appears on multiple ballot lines (one for each party). This type of 'disaggregated fusion' complicates RCV ballot design — versus what New York City <u>had</u> under 'proportional RCV' from 1937-45. In that 'aggregated fusion' system, there was one candidate per ballot line.

But the bigger reason for avoiding choice-among-parties is political. Incumbent parties tend not to want to make life easier for more parties — even though choice-among-parties RCV is a boon to the majors. Easier, from a certain perspective, is to <u>create more choice among candidates</u> while preserving (<u>or erecting</u>) barriers to smaller and/or new parties.

Enter RCV in spite of parties

RCV's newer backers have not <u>shown much</u> interest in multi-party politics. Rather, they <u>prefer</u> a version that gets rid of nominations altogether. Already, there are <u>calls</u> to <u>switch</u> New York City to the 'Alaska model' — and <u>a constituency</u> for doing so. This replaces nominations with a plurality winnowing round, then advances four or five candidates to an RCV second round. Final Five Voting, as this is known, is <u>increasingly popular</u> in center-right circles. Even conservative Sen. Tom Cotton (R-AR) <u>feels threatened</u>.

We can debate the extent to which the 'Alaska model' is nonpartisan. Party labels will appear on ballots, except that there will be more candidates from the major parties. Parties will not disappear, as both sides of a different debate acknowledge: whether to have any reform at all. And voters may refuse to rank a candidate from the other party, casting doubt on the Alaska system's 'moderating potential.'

But one thing seems certain going forward. RCV is caught up in the <u>fight</u> over having parties, period. And it is a fight that <u>people fight about</u> having.

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About the authors



Jack Santucci – Drexel University

Jack Santucci is Assistant Teaching Professor of Politics at Drexel University, focusing on party change and electoral systems in the United States.