

REFERENCE TITLE: secretary of state; elections; lobbyists

State of Arizona
Senate
Forty-ninth Legislature
Second Regular Session
2010

SB 1393

Introduced by
Senators Paton: Nelson; Representative McComish

AN ACT

AMENDING SECTION 13-2602, ARIZONA REVISED STATUTES; AMENDING TITLE 13, CHAPTER 26, ARIZONA REVISED STATUTES, BY ADDING SECTION 13-2602.01; AMENDING SECTIONS 16-163, 16-164, 16-166, 16-168, 16-171, 16-543.02, 16-583, 16-902.01, 16-902.02, 16-903, 16-904, 16-912.01, 16-913, 16-914, 16-916, 16-916.01 AND 16-918, ARIZONA REVISED STATUTES; CHANGING THE DESIGNATION OF TITLE 16, CHAPTER 8, ARIZONA REVISED STATUTES, TO "ESTABLISHMENT OF LEGISLATIVE AND CONGRESSIONAL DISTRICTS"; REPEALING SECTIONS 16-1101 AND 16-1102, ARIZONA REVISED STATUTES; AMENDING SECTIONS 19-121.01, 19-122, 41-1232, 41-1232.01, 41-1232.05 AND 41-1348, ARIZONA REVISED STATUTES; RELATING TO ELECTIONS, ELECTORS AND LOBBYISTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 13-2602, Arizona Revised Statutes, is amended to
3 read:

4 13-2602. First degree bribery of a public servant or party
5 officer; classification; definition

6 A. A person commits FIRST DEGREE bribery of a public servant or party
7 officer if with corrupt intent:

8 1. ~~Such~~ THAT person offers, confers or agrees to confer any benefit
9 ~~upon~~ ON a public servant or party officer with the intent to influence the
10 public servant's or party officer's vote, opinion, judgment, exercise of
11 discretion or other action in his official capacity as a public servant or
12 party officer; or

13 2. While a public servant or party officer, ~~such~~ THAT person solicits,
14 accepts or agrees to accept any benefit ~~upon~~ ON an agreement or understanding
15 that his vote, opinion, judgment, exercise of discretion or other action as a
16 public servant or party officer may thereby be influenced.

17 B. It is ~~no~~ NOT A defense to a prosecution under this section that a
18 person sought to be influenced was not qualified to act in the desired way
19 because such person had not yet assumed office, lacked jurisdiction or for
20 any other reason.

21 C. FIRST DEGREE bribery of a public servant or party officer is a
22 class 4 felony.

23 D. FOR THE PURPOSES OF THIS SECTION, "PUBLIC SERVANT" MEANS ANY
24 CURRENT OFFICEHOLDER OR CANDIDATE FOR ANY OFFICE THAT IS ESTABLISHED BY
25 CHARTER, ORDINANCE, RESOLUTION, STATUTE OR THE ARIZONA CONSTITUTION OR ANY
26 PERSON WHO HAS FILED AN EXPLORATORY COMMITTEE FOR ANY OF THOSE OFFICES.

27 Sec. 2. Title 13, chapter 26, Arizona Revised Statutes, is amended by
28 adding section 13-2602.01, to read:

29 13-2602.01. Second degree bribery of a public servant or party
30 officer; classification; definition

31 A. A PERSON COMMITS SECOND DEGREE BRIBERY OF A PUBLIC SERVANT OR PARTY
32 OFFICER IF WITH CORRUPT INTENT:

33 1. THAT PERSON OFFERS, CONFERS OR AGREES TO CONFER A CONTRIBUTION TO A
34 PUBLIC OFFICIAL OR PARTY OFFICER THAT EXPRESSLY LINKS THE CONTRIBUTION BY
35 PROMISE OR PLEDGE WITH ACCESS TO THE PUBLIC SERVANT OR PARTY OFFICER.

36 2. WHILE A PUBLIC SERVANT OR PARTY OFFICER, THAT PERSON SOLICITS,
37 ACCEPTS OR AGREES TO ACCEPT A CONTRIBUTION THAT EXPRESSLY LINKS THE
38 CONTRIBUTION BY PROMISE OR PLEDGE WITH ACCESS TO THE PUBLIC SERVANT OR PARTY
39 OFFICER.

40 B. IT IS NOT A DEFENSE TO A PROSECUTION UNDER THIS SECTION THAT A
41 PERSON SOUGHT TO BE INFLUENCED WAS NOT QUALIFIED TO ACT IN THE DESIRED WAY
42 BECAUSE SUCH PERSON HAD NOT YET ASSUMED OFFICE, LACKED JURISDICTION OR FOR
43 ANY OTHER REASON.

44 C. SECOND DEGREE BRIBERY OF A PUBLIC SERVANT OR PARTY OFFICER IS A
45 CLASS 6 FELONY.

1 D. FOR THE PURPOSES OF THIS SECTION, "PUBLIC SERVANT" HAS THE SAME
2 MEANING PRESCRIBED IN SECTION 13-2602.

3 Sec. 3. Section 16-163, Arizona Revised Statutes, is amended to read:

4 16-163. Assignment of registrations to general county register;
5 exception: notification to elector; filing of
6 registration forms

7 A. The county recorder, ~~upon~~ ON receipt of a registration in proper
8 form, shall assign the registration record to its proper precinct and
9 alphabetical arrangement in the general county register. The general county
10 register shall be preserved permanently to reflect the registration as of
11 each general election. After the general county register is revised to
12 reflect the valid registrations for the general election, the county recorder
13 shall provide the Arizona state library, archives and public records with a
14 copy of the revised county register.

15 B. After placing the record of registration in the county general
16 register, the county recorder shall notify the elector within thirty days in
17 writing that the elector's name appears in the general register.

18 C. If the notice that is sent is returned undeliverable, the county
19 recorder may send an additional notice as prescribed by section 16-166,
20 subsection A and that notice shall indicate that the elector must respond no
21 later than thirty-five days after the mailing of the notice.

22 D. ~~All current~~ IMAGES OF original registration forms shall be ~~filed~~
23 ~~countywide or by precinct in alphabetical order by surname of elector~~ STORED
24 ELECTRONICALLY IN THE VOTER REGISTRATION DATABASE. All original registration
25 forms THAT ARE canceled, and all original applications for cancellation of
26 registration received since the preceding general election, ~~ALSO~~ shall be
27 ~~separately filed and~~ maintained IN THE VOTER REGISTRATION DATABASE. Computer
28 output microfilm, listings or other electronic format media containing the
29 information from the general county register after each general election
30 shall be provided to the Arizona state library, archives and public records
31 and shall serve to fulfill the requirements of this ~~subsection~~ SECTION and
32 section 16-164, subsection A.

33 Sec. 4. Section 16-164, Arizona Revised Statutes, is amended to read:

34 16-164. Change of registration on new registration form
35 effecting change of precinct, party, address or name

36 A. ~~Upon~~ ON receipt of a new registration form ~~which~~ THAT effects a
37 change of precinct, political party, address or name, the county recorder
38 shall ~~remove the registration form to which it relates from the general~~
39 ~~county register;~~ indicate ELECTRONICALLY IN THE COUNTY VOTER REGISTRATION
40 DATABASE that the registration has been canceled and the date and reason for
41 cancellation. ~~, and place the form in a cancellation file. In lieu of such~~
42 ~~procedure;~~ The county recorder may modify the record of registration to
43 reflect any changes of address, name or party ~~upon~~ ON receipt of a
44 registration form reflecting such changes.

1 B. All records of cancelled registration shall be arranged and
2 retained **ELECTRONICALLY IN THE VOTER REGISTRATION DATABASE** in like manner as
3 voter registrations.

4 Sec. 5. Section 16-166, Arizona Revised Statutes, is amended to read:
5 **16-166. Verification of registration**

6 A. Except for the mailing of sample ballots, a county recorder who
7 mails an item to any elector shall send the mailing by nonforwardable first
8 class mail marked with the statement required by the postmaster to receive an
9 address correction notification. If the item is returned undelivered, the
10 county recorder shall send a follow-up notice to that elector within three
11 weeks of receipt of the returned notice. The county recorder shall send the
12 follow-up notice to the address that appears ~~on~~ **IN** the general county
13 register or to the forwarding address provided by the United States postal
14 service. The follow-up notice shall include a registration form and the
15 information prescribed by section 16-131, subsection C and shall state that
16 if the elector does not complete and return a new registration form with
17 current information to the county recorder within thirty-five days, the ~~name~~
18 ~~of the elector will be removed from the general register and transferred to~~
19 ~~the inactive voter list~~ **ELECTOR'S REGISTRATION STATUS SHALL BE CHANGED FROM**
20 **ACTIVE TO INACTIVE.**

21 B. If the elector provides the county recorder with a new registration
22 form, the county recorder shall change the general register to reflect the
23 changes indicated on the new registration. If the elector indicates a new
24 residence address outside that county, the county recorder shall forward the
25 voter registration form to the county recorder of the county in which the
26 elector's address is located. If the elector provides a new residence
27 address that is located outside this state, the county recorder shall cancel
28 the elector's registration.

29 C. The county recorder shall maintain on the inactive voter list the
30 names of electors who have been removed from the general register pursuant to
31 subsection A or E of this section for a period of four years or through the
32 date of the second general election for federal office following the date of
33 the notice from the county recorder that is sent pursuant to subsection E of
34 this section.

35 D. On notice that a government agency has changed the name of any
36 street, route number, post office box number or other address designation,
37 the county recorder shall revise the registration records and shall send a
38 new verification of registration notice to the electors whose records were
39 changed.

40 E. The county recorder on or before May 1 of each year preceding a
41 state primary and general election or more frequently as the recorder deems
42 necessary may use the change of address information supplied by the postal
43 service through its licensees to identify registrants whose addresses may
44 have changed. If it appears from information provided by the postal service
45 that a registrant has moved to a different residence address in the same

1 county, the county recorder shall change the registration records to reflect
 2 the new address and shall send the registrant a notice of the change by
 3 forwardable mail and a postage prepaid preaddressed return form by which the
 4 registrant may verify or correct the registration information. If the
 5 registrant fails to return the form postmarked not later than thirty-five
 6 days after the mailing of the notice, the ~~elector shall be removed from the~~
 7 ~~general register and transferred to the inactive voter list~~ **ELECTOR'S**
 8 **REGISTRATION STATUS SHALL BE CHANGED FROM ACTIVE TO INACTIVE**. If the notice
 9 sent by the recorder is not returned, the registrant may be required to
 10 provide affirmation or confirmation of the registrant's address in order to
 11 vote. If the registrant does not vote in an election during the period after
 12 the date of the notice from the recorder through the date of the second
 13 general election for federal office following the date of that notice, the
 14 registrant's name shall be removed from the list of inactive voters. If the
 15 registrant has changed residence to a new county, the county recorder shall
 16 provide information on how the registrant can continue to be eligible to
 17 vote.

18 F. The county recorder shall reject any application for registration
 19 that is not accompanied by satisfactory evidence of United States
 20 citizenship. Satisfactory evidence of citizenship shall include any of the
 21 following:

22 1. The number of the applicant's driver license or nonoperating
 23 identification license issued after October 1, 1996 by the department of
 24 transportation or the equivalent governmental agency of another state within
 25 the United States if the agency indicates on the applicant's driver license
 26 or nonoperating identification license that the person has provided
 27 satisfactory proof of United States citizenship.

28 2. A legible photocopy of the applicant's birth certificate that
 29 verifies citizenship to the satisfaction of the county recorder.

30 3. A legible photocopy of pertinent pages of the applicant's United
 31 States passport identifying the applicant and the applicant's passport number
 32 or presentation to the county recorder of the applicant's United States
 33 passport.

34 4. A presentation to the county recorder of the applicant's United
 35 States naturalization documents or the number of the certificate of
 36 naturalization. If only the number of the certificate of naturalization is
 37 provided, the applicant shall not be included in the registration rolls until
 38 the number of the certificate of naturalization is verified with the United
 39 States immigration and naturalization service by the county recorder.

40 5. Other documents or methods of proof that are established pursuant
 41 to the immigration reform and control act of 1986.

42 6. The applicant's bureau of Indian affairs card number, tribal treaty
 43 card number or tribal enrollment number.

44 G. Notwithstanding subsection F of this section, any person who is
 45 registered in this state on the effective date of this amendment to this

1 section is deemed to have provided satisfactory evidence of citizenship and
2 shall not be required to resubmit evidence of citizenship unless the person
3 is changing voter registration from one county to another.

4 H. For the purposes of this section, proof of voter registration from
5 another state or county is not satisfactory evidence of citizenship.

6 I. A person who modifies voter registration records with a new
7 residence ballot shall not be required to submit evidence of citizenship.
8 After citizenship has been demonstrated to the county recorder, the person is
9 not required to resubmit satisfactory evidence of citizenship in that county.

10 J. After a person has submitted satisfactory evidence of citizenship,
11 the county recorder shall indicate this information in the person's permanent
12 voter file. After two years the county recorder may destroy all documents
13 that were submitted as evidence of citizenship.

14 Sec. 6. Section 16-168, Arizona Revised Statutes, is amended to read:

15 16-168. Precinct registers; date of preparation; contents;
16 copies; reports; statewide database; violation;
17 classification

18 A. By the tenth day preceding the primary and general elections the
19 county recorder shall prepare from the original registration forms or from
20 electronic media at least four lists that are printed or typed on paper of
21 all qualified electors in each precinct in the county, and the lists shall be
22 the official precinct registers.

23 B. The official precinct registers for use at the polling place shall
24 contain at least the names in full, party preference, date of registration
25 and residence address of each qualified elector in the respective precincts.
26 The names shall be in alphabetical order and, in a column to the left of the
27 names, shall be numbered consecutively beginning with number 1 in each
28 precinct register.

29 C. For the purposes of transmitting voter registration information as
30 prescribed by this subsection, electronic media ~~in counties with a population~~
31 ~~over five hundred thousand persons in the last decennial census~~ shall be the
32 principal media. A county or state chairman who is eligible to receive
33 copies of precinct lists as prescribed by this subsection may request that
34 the recorder provide a paper copy of the precinct lists. **IN ADDITION TO**
35 **PREPARING THE OFFICIAL PRECINCT LISTS,** the county recorder, ~~in addition to~~
36 ~~preparing the official precinct lists,~~ shall provide a means for **mechanically**
37 ~~or~~ electronically reproducing the precinct lists. ~~and~~ Unless otherwise
38 agreed, **THE COUNTY RECORDER** shall deliver **ONE ELECTRONIC MEDIA COPY OF EACH**
39 **PRECINCT LIST IN THE COUNTY WITHOUT CHARGE AND ON THE SAME DAY** within eight
40 days after the close of registration for the primary and general
41 elections, ~~without charge, on the same day one electronic media copy of each~~
42 ~~precinct list within the county~~ to the county chairman and one electronic
43 media copy to the state chairman of each party that has at least four
44 candidates other than presidential electors appearing on the ballot in that
45 county at the current election. ~~The county recorder of a county with a~~

1 ~~population of five hundred thousand or fewer persons, on the same day~~
2 ~~precinct lists are delivered to county chairmen, shall deliver one electronic~~
3 ~~media copy of each precinct list within the county to the state chairman of~~
4 ~~each party that has at least four candidates other than presidential electors~~
5 ~~appearing on the ballot in this state at the current election.~~ The secretary
6 of state shall prescribe the manner, format and template in which all county
7 recorders provide this data to the secretary of state to ensure that the
8 submissions are uniform from all counties in this state. The **ELECTRONIC**
9 **MEDIA** copies of the precinct lists ~~shall be electronic media and THAT ARE~~
10 **DELIVERED TO THE PARTY CHAIRMEN** shall include for each elector the following
11 information:

- 12 1. Name in full and appropriate title.
- 13 2. Party preference.
- 14 3. Date of registration.
- 15 4. Residence address.
- 16 5. Mailing address, if different from residence address.
- 17 6. Zip code.
- 18 7. Telephone number if given.
- 19 8. Birth year.
- 20 9. Occupation if given.
- 21 10. Voting history for all elections in the prior four years and any
22 other information regarding registered voters that the county recorder or
23 city or town clerk maintains electronically and that is public information.
- 24 11. All data relating to permanent early voters and nonpermanent early
25 voters, including ballot requests and ballot returns.

26 D. The names on the precinct lists shall be in alphabetical order and
27 the precinct lists in their entirety, unless otherwise agreed, shall be
28 delivered to each county chairman and each state chairman within ten business
29 days of the close of each date for counting registered voters prescribed by
30 subsection G of this section other than the primary and general election
31 registered voter counts in the same format and media as prescribed by
32 subsection C of this section. During the thirty-three days immediately
33 preceding an election and on request from a county or state chairman, the
34 county recorder shall provide at no cost a daily list of persons who have
35 requested an early ballot and shall provide at no cost a weekly listing of
36 persons who have returned their early ballots. The recorder shall provide
37 the daily and weekly information through the Friday preceding the election.
38 On request from a county chairman or state chairman, the county recorder of a
39 county with a population of more than eight hundred thousand persons shall
40 provide at no cost a daily listing of persons who have returned their early
41 ballots. The daily listing shall be provided Mondays through Fridays,
42 beginning with the first Monday following the start of early voting and
43 ending on the Monday before the election.

44 E. Precinct registers and other lists and information derived from
45 registration forms may be used only for purposes relating to a political or

1 political party activity, a political campaign or an election, for revising
2 election district boundaries or for any other purpose specifically authorized
3 by law and may not be used for a commercial purpose as defined in section
4 39-121.03. The sale of registers, lists and information derived from
5 registration forms to a candidate or a registered political committee for a
6 use specifically authorized by this subsection does not constitute use for a
7 commercial purpose. The county recorder, on a request for an authorized use
8 and within thirty days from receipt of the request, shall prepare additional
9 copies of an official precinct list and furnish them to any person requesting
10 them on payment of a fee equal to five cents for each name appearing on the
11 register for a printed list and one cent for each name for an electronic data
12 medium, plus the cost of the blank computer disk or computer software if
13 furnished by the recorder, for each copy so furnished.

14 F. Any person in possession of a precinct register or list, in whole
15 or part, or any reproduction of a precinct register or list, shall not permit
16 the register or list to be used, bought, sold or otherwise transferred for
17 any purpose except for uses otherwise authorized by this section. A person
18 in possession of information derived from voter registration forms or
19 precinct registers shall not distribute, post or otherwise provide access to
20 any portion of that information through the internet except as authorized by
21 subsection J of this section. Nothing in this section shall preclude public
22 inspection of voter registration records at the office of the county recorder
23 for the purposes prescribed by this section, except that the month and day of
24 birth date, the social security number or any portion thereof, the driver
25 license number or nonoperating identification license number, the Indian
26 census number, the father's name or mother's maiden name, the state or
27 country of birth and the records containing a voter's signature shall not be
28 accessible or reproduced by any person other than the voter, by an authorized
29 government official in the scope of the official's duties, for signature
30 verification on petitions and candidate filings, for election purposes and
31 for news gathering purposes by a person engaged in newspaper, radio,
32 television or reportorial work, or connected with or employed by a newspaper,
33 radio or television station or pursuant to a court order. A person who
34 violates this subsection or subsection E of this section is guilty of a class
35 6 felony.

36 G. The county recorder shall count the registered voters by political
37 party by precinct, legislative district and congressional district as
38 follows:

39 1. In even numbered years, the county recorder shall count all persons
40 who are registered to vote as of:

41 (a) January 1.

42 (b) March 1.

43 (c) June 1.

44 (d) The last day on which a person may register to be eligible to vote
45 in the next primary election.

1 (e) The last day on which a person may register to be eligible to vote
2 in the next general election.

3 (f) The last day on which a person may register to be eligible to vote
4 in the next presidential preference election.

5 2. In odd numbered years, the county recorder shall count all persons
6 who are registered to vote as of:

7 (a) January 1.

8 (b) April 1.

9 (c) July 1.

10 (d) October 1.

11 H. The county recorder shall report the totals to the secretary of
12 state as soon as is practicable following each of the dates prescribed in
13 subsection G of this section. The report shall include completed
14 registration forms returned in accordance with section 16-134, subsection B.
15 The county recorder shall also provide the report in a uniform electronic
16 computer media format that shall be agreed ~~upon~~ ON between the secretary of
17 state and all county recorders. The secretary of state shall then prepare a
18 summary report for the state and shall maintain that report as a permanent
19 record.

20 I. The county recorder and the secretary of state shall protect access
21 to voter registration information in an auditable format and method specified
22 in the secretary of state's electronic voting system instructions and
23 procedures manual that is adopted pursuant to section 16-452.

24 J. The secretary of state shall develop and administer a statewide
25 database of voter registration information that contains the name and
26 registration information of every registered voter in this state. The
27 statewide database is a matter of statewide concern and is not subject to
28 modification or further regulation by a political subdivision. The database
29 shall include an identifier that is unique for each individual voter. The
30 database shall provide for access by voter registration officials and shall
31 allow expedited entry of voter registration information after it is received
32 by county recorders. As a part of the statewide voter registration database,
33 county recorders shall provide for the electronic transmittal of that
34 information to the secretary of state on a real time basis. The secretary of
35 state shall provide for maintenance of the database, including provisions
36 regarding removal of ineligible voters that are consistent with the national
37 voter registration act of 1993 (P.L. 103-31; 107 Stat. 77; 42 United States
38 Code section 394) and the help America vote act of 2002 (P.L. 107-252; 116
39 Stat. 1666; 42 United States Code sections 15301 through 15545), provisions
40 regarding removal of duplicate registrations and provisions to ensure that
41 eligible voters are not removed in error. For the purpose of maintaining
42 compliance with the help America vote act of 2002, each county voter
43 registration system is subject to approval by the secretary of state for
44 compatibility with the statewide voter registration database system.

1 K. Except as provided in subsection L of this section, for requests
 2 for the use of registration forms and access to information as provided in
 3 subsections E and F of this section, the county recorder shall receive and
 4 respond to requests regarding federal, state and county elections.

5 L. Beginning January 1, 2008, recognized political parties shall
 6 request precinct lists and access to information as provided in subsections E
 7 and F of this section during the time periods prescribed in subsection C or D
 8 of this section and the county recorder shall receive and respond to those
 9 requests. If the county recorder does not provide the requested materials
 10 within the applicable time prescribed for the county recorder pursuant to
 11 subsection C or D of this section, a recognized political party may request
 12 that the secretary of state provide precinct lists and access to information
 13 as provided in subsections E and F of this section for federal, state and
 14 county elections. The secretary of state shall not provide access to
 15 precinct lists and information for recognized political parties unless the
 16 county recorder has failed or refused to provide the lists and materials as
 17 prescribed by this section. The secretary of state may charge the county
 18 recorder a fee determined by rule for each name or record produced.

19 M. For municipal registration information in those municipalities in
 20 which the county administers the municipal elections, county and state party
 21 chairmen shall request and obtain voter registration information and precinct
 22 lists from the city or town clerk during the time periods prescribed in
 23 subsection C or D of this section. If the city or town clerk does not
 24 provide that information within the same time prescribed for county recorders
 25 pursuant to subsection C or D of this section, the county or state party
 26 chairman may request and obtain the information from the county recorder.
 27 The county recorder shall provide the municipal voter registration and
 28 precinct lists within the time prescribed in subsection C or D of this
 29 section.

30 N. The county recorders and the secretary of state shall not prohibit
 31 any person or entity prescribed in subsection C of this section from
 32 distributing a precinct list to any person or entity that is deemed to be
 33 using the precinct list in a lawful manner as prescribed in subsections E and
 34 F of this section.

35 Sec. 7. Section 16-171, Arizona Revised Statutes, is amended to read:

36 16-171. Preservation of signature rosters as permanent records

37 The signature roster of a precinct register shall be retained ~~for at~~
 38 ~~least six years from the date of the election~~ PERMANENTLY, and transfer ~~or~~
 39 ~~disposal~~ shall be pursuant to sections 41-1347 and 41-1351.

40 Sec. 8. Section 16-543.02, Arizona Revised Statutes, is amended to
 41 read:

42 16-543.02. Federal write-in early ballots; procedure;
 43 registration form

44 A. An overseas voter as defined in the uniformed and overseas citizens
 45 absentee voting act of 1986 (P.L. 99-410; 42 United States Code section

1 1973ff-6), as amended by the Ronald W. Reagan national defense authorization
2 act for fiscal year 2005 (P.L. 108-375), who is absent from the place of
3 residence in this state where the voter is otherwise qualified to vote may
4 use a federal write-in early ballot in a primary, general or special election
5 for the offices of presidential elector and United States senator and
6 representative in Congress if the voter applies for an early ballot by 7:00
7 p.m. on election day and does not receive that early ballot.

8 B. A federal write-in early ballot of an overseas voter shall not be
9 counted if either of the following conditions is met:

10 1. The application of the overseas voter for an early ballot is
11 received by the county recorder or other officer in charge of elections after
12 7:00 p.m. on election day.

13 2. An early ballot from the overseas voter is received by the county
14 recorder or other officer in charge of elections by 7:00 p.m. on election
15 day.

16 C. An overseas voter who completes a federal write-in early ballot may
17 designate a candidate by writing in the name of the candidate or by writing
18 in the name of a political party, in which case the ballot shall be counted
19 for the candidate of that political party. In the case of the offices of
20 president and vice-president, a vote for a named candidate or in the name of
21 the political party shall be counted as a vote for that candidate's or
22 party's presidential electors. Any abbreviation, misspelling or other minor
23 variation in the form of the name of a candidate or political party shall be
24 disregarded in determining the validity of the ballot if the intention of the
25 voter can be ascertained.

26 D. For an overseas voter who completes a federal write-in early ballot
27 transmission envelope with the federal write-in early ballot request, the
28 transmission envelope shall serve as a voter registration form and the voter
29 is registered to vote on completion and receipt of the transmission envelope
30 and the federal write-in early ballot if all of the following apply:

31 1. The information submitted on the transmission envelope includes the
32 information prescribed in section 16-121.01.

33 2. The voter is otherwise eligible to register and vote in this state.

34 3. The request is received by the county recorder by 7:00 p.m. on
35 election day.

36 E. For any request received after 7:00 p.m. on election day, an
37 otherwise valid transmission envelope constitutes a voter registration form
38 that is valid for any subsequent election.

39 Sec. 9. Section 16-583, Arizona Revised Statutes, is amended to read:

40 16-583. Voter not on precinct register; inactive voter list;
41 procedure

42 A. On or before election day, the county recorder shall provide to
43 each precinct the names of electors on the inactive voter list. If a person
44 whose name is not on the precinct register appears at a polling place, an
45 election official shall determine whether the person is on the inactive voter

1 list. If the person is on the inactive voter list, the registrant, on
2 affirmation by the registrant before an election official at the polling
3 place that the registrant continues to reside at the address indicated on the
4 inactive voter list, shall be permitted to vote at that polling place. The
5 elector's name shall be entered on a separate signature roster page at the
6 end of the signature roster, and voters' names shall be numbered
7 consecutively. If the registrant indicates that ~~he~~ THE REGISTRANT lives at a
8 new residence, the election official shall direct the registrant to the
9 polling place for the new address.

10 B. Following the election, the county recorder shall remove from ~~the~~
11 inactive ~~voter list the names of~~ STATUS all electors who voted pursuant to
12 subsection A, ~~and~~ shall place the electors' names back on the general
13 register AND SHALL RETURN THE ELECTORS' STATUS TO ACTIVE.

14 Sec. 10. Section 16-902.01, Arizona Revised Statutes, is amended to
15 read:

16 16-902.01. Registration of political committees; contents;
17 amendment

18 A. Each political committee that intends to accept contributions or
19 make expenditures of more than five hundred dollars shall file a statement of
20 organization with the filing officer IN THE FORMAT PRESCRIBED BY THE FILING
21 OFFICER before accepting contributions, making expenditures, distributing any
22 campaign literature or circulating petitions. Each political committee that
23 intends to accept contributions or make expenditures of five hundred dollars
24 or less shall file a signed exemption statement in a form prescribed by the
25 filing officer that states that intention before making any expenditures,
26 accepting any contributions, distributing any campaign literature or
27 circulating petitions. If a political committee that has filed a five
28 hundred dollar threshold exemption statement receives contributions or makes
29 expenditures of more than five hundred dollars, that political committee
30 shall file a statement of organization with the filing officer IN THE FORMAT
31 PRESCRIBED BY THE FILING OFFICER within five business days after exceeding
32 the five hundred dollar limit.

33 B. The statement of organization of a political committee shall
34 include all of the following:

- 35 1. The name, address and type of committee.
- 36 2. The name, address, relationship and type of any sponsoring
37 organization.
- 38 3. The names, addresses, telephone numbers, occupations and employers
39 of the chairman and treasurer of the committee.
- 40 4. In the case of a candidate's campaign committee, the name, address,
41 office sought and party affiliation of the candidate.
- 42 5. A listing of all banks, safety deposit boxes or other depositories
43 used by the committee.

1 C. Except as prescribed by subsection E of this section, on the filing
2 of a statement of organization, a political committee shall be issued an
3 identification number **IN THE FORMAT PRESCRIBED BY THE FILING OFFICER**.

4 D. The political committee shall file an amended statement of
5 organization reporting any change in the information prescribed in ~~subsection~~
6 **SUBSECTIONS B AND F** of this section within five business days after the
7 change.

8 E. A standing political committee shall file a statement of
9 organization with the secretary of state and in each jurisdiction in which
10 the committee is active, and only the secretary of state shall issue an
11 identification number for the committee. The statement of organization shall
12 include a statement with the notarized signature of the chairman or treasurer
13 of the standing political committee that declares the committee's status as a
14 standing political committee. The secretary of state may charge an annual
15 fee for the filing.

16 F. For a political committee that makes expenditures in an attempt to
17 influence the results of a ballot proposition election, the statement of
18 organization shall include in the name of the political committee the
19 official serial number for the petition, **IF ASSIGNED**, and a statement as to
20 whether the political committee supports or opposes the passage of the ballot
21 measure. On completion of the designation of statewide ballot propositions
22 by number as prescribed in section 19-125, the secretary of state is
23 authorized **TO** and shall amend the name of the political committee by
24 attaching to the statement of organization the ballot proposition number as a
25 substitute for the official serial number in the name of the political
26 committee. The secretary of state shall promptly notify the political
27 committee of the amended political committee name and shall make that
28 information available to the public.

29 Sec. 11. Section 16-902.02, Arizona Revised Statutes, is amended to
30 read:

31 **16-902.02. Out-of-state political committees; registration;**
32 **initial reporting**

33 A political committee that files a statement of organization in this
34 state as prescribed by section 16-902.01, that is registered in another state
35 or pursuant to federal law and that intends to use in this state monies
36 raised before filing its statement of organization shall also file **IN THE**
37 **FORMAT PRESCRIBED BY THE FILING OFFICER** complete copies of its previous
38 campaign finance or other similar reports filed in those other jurisdictions
39 that cover all contributions or receipts for the preceding two years.

40 Sec. 12. Section 16-903, Arizona Revised Statutes, is amended to read:

41 **16-903. Candidate's campaign committees; exploratory**
42 **committees; designation; candidate as agent; civil**
43 **penalty**

44 A. Each candidate who intends to receive contributions or make
45 expenditures of more than five hundred dollars in connection with a campaign

1 for office shall designate in ~~writing~~ THE FORMAT PRESCRIBED BY THE FILING
2 OFFICER a political committee for each election to serve as the candidate's
3 campaign committee. The candidate shall make the designation pursuant to
4 this subsection by filing a statement of organization before making any
5 expenditures, accepting any contributions, distributing any campaign
6 literature or circulating any petitions. Each candidate who intends to
7 receive contributions or make expenditures of five hundred dollars or less
8 shall file a signed exemption statement IN THE FORMAT PRESCRIBED BY THE
9 FILING OFFICER that states that intention before making any expenditures,
10 accepting any contributions, distributing any campaign literature or
11 circulating petitions. If a candidate who has filed a five hundred dollar
12 exemption statement receives contributions or makes expenditures of more than
13 five hundred dollars, that candidate shall file a statement of organization
14 with the filing officer within five business days after exceeding the five
15 hundred dollar limit.

16 B. An individual who receives contributions or makes expenditures of
17 more than five hundred dollars for the purpose of determining whether the
18 individual will become a candidate for election to an office in this state
19 shall designate in ~~writing~~ THE FORMAT PRESCRIBED BY THE FILING OFFICER a
20 political committee to serve as the individual's exploratory committee. The
21 individual shall make the designation pursuant to this subsection before
22 making any expenditures, accepting any contributions or distributing any
23 campaign literature.

24 C. An individual may have only one exploratory committee in existence
25 at one time. A candidate may have only one campaign committee designated for
26 each election, but a candidate may have more than one campaign committee
27 simultaneously in existence.

28 D. A political committee that supports or has supported another
29 candidate or more than one candidate may not be designated as a candidate's
30 campaign committee.

31 E. Any candidate who receives a contribution or any loan for use in
32 connection with the campaign of that candidate for election or who makes a
33 disbursement in connection with that campaign shall be deemed as having
34 received the contribution or loan or as having made the disbursement as an
35 agent of the candidate's campaign committee for purposes of this article.

36 F. An elected official is not deemed to have offered himself for
37 nomination or election to an office or to have made a formal, public
38 declaration of candidacy within the meaning of section 38-296 solely by his
39 designation of a candidate campaign committee.

40 G. A person who violates this section is subject to a civil penalty
41 imposed as prescribed in section 16-924 of up to three times the amount of
42 money that has been received, expended or promised in violation of this
43 section or up to three times the value in money for an equivalent of money or
44 other things of value that have been received, expended or promised in
45 violation of this section.

1 Sec. 13. Section 16-904, Arizona Revised Statutes, is amended to read:
2 16-904. Treasurer; duties; records; civil penalty

3 A. No expenditure may be made for or on behalf of a political
4 committee without the authorization of the treasurer or ~~his~~ THE TREASURER'S
5 designated agent.

6 B. The treasurer shall maintain a record of all petty cash
7 disbursements pursuant to subsection E, paragraph 4 of this section.

8 C. All receipts received by a political committee shall be deposited
9 in an account designated pursuant to section 16-902, subsection C. All
10 monies of a political committee shall be segregated from, and may not be
11 commingled with, the monies of any individual other than contributions by an
12 individual.

13 D. A political committee shall exercise its best efforts to obtain the
14 required information for any incomplete contribution received that is
15 required to be itemized on a campaign finance report pursuant to section
16 16-915, subsection A, paragraph 3. A political committee will not be deemed
17 to have exercised best efforts to obtain the required information unless the
18 treasurer or ~~his~~ THE TREASURER'S agent has made at least one effort after the
19 receipt of the contribution to obtain the missing information by a written
20 request sent to the contributor or by oral contact with the contributor
21 documented in writing and shall comply with the following:

22 1. The request must clearly ask for the missing information and inform
23 the contributor that the committee is required by law to obtain the mailing
24 address, occupation and employer of each individual contributor and the
25 mailing address and identification number of each political committee
26 contributor.

27 2. Any information required for the identification of a contributor
28 received by the political committee after the contribution has been disclosed
29 on a campaign finance report required pursuant to section 16-913 shall be
30 reported on an amended report.

31 E. The treasurer of a political committee is the custodian of the
32 committee's books and accounts and shall keep an account of all of the
33 following:

34 1. All contributions or other monies received by or on behalf of the
35 political committee.

36 2. The identification of any individual or political committee that
37 makes any contribution together with the date and amount of each contribution
38 and the date of deposit into a designated account.

39 3. Cumulative totals contributed by each individual or political
40 committee.

41 4. The name and address of every person to whom any expenditure is
42 made, the date, amount and purpose or reason for the expenditure and, except
43 in the case of an expenditure by a candidate's campaign committee, the name
44 of the candidate and the office sought by the candidate if the expenditure
45 was made on behalf of or in opposition to a candidate.

1 5. All periodic or other statements for each account designated
2 pursuant to section 16-902, subsection C.

3 F. FOR ANY COMMITTEE THAT HAS FILED A FIVE HUNDRED DOLLAR THRESHOLD
4 EXEMPTION STATEMENT:

5 1. THE COMMITTEE AND TREASURER SHALL MAINTAIN A RECORD OF ALL
6 CONTRIBUTIONS RECEIVED AND EXPENDITURES MADE BY THE COMMITTEE. IF THE
7 COMMITTEE EXCEEDS THE FIVE HUNDRED DOLLAR LIMIT, THE COMMITTEE SHALL AMEND
8 ITS STATEMENT OF ORGANIZATION, FILE A REPORT OF ITS CONTRIBUTIONS AND
9 EXPENDITURES PURSUANT TO SECTION 16-913 AND COMPLY WITH ALL REPORTING
10 REQUIREMENTS.

11 2. FOR A COMMITTEE THAT DOES NOT EXCEED ITS FIVE HUNDRED DOLLAR
12 THRESHOLD, THE COMMITTEE TERMINATES AT THE END OF THE ELECTION CYCLE FOR
13 WHICH IT WAS FORMED, SHALL FILE A TERMINATION STATEMENT AS PRESCRIBED BY
14 SECTION 16-914 AND SHALL DISPOSE OF ANY SURPLUS MONIES AS OTHERWISE PROVIDED
15 BY LAW.

16 3. A COMMITTEE THAT FAILS TO FILE ITS TERMINATION STATEMENT PURSUANT
17 TO PARAGRAPH 2 OF THIS SUBSECTION IS TERMINATED BY OPERATION OF LAW NINETY
18 DAYS AFTER THE END OF THE ELECTION CYCLE FOR WHICH IT WAS FORMED AND SHALL
19 PAY A CIVIL PENALTY OF ONE HUNDRED DOLLARS.

20 ~~F.~~ G. Unless specified by the contributor or contributors to the
21 contrary, the treasurer shall record a contribution made by check, money
22 order or other written instrument as a contribution by the person whose
23 signature or name appears on the bottom of the instrument or who endorses the
24 instrument before delivery to the committee. If a contribution is made by
25 more than one person in a single written instrument, the treasurer shall
26 record the amount to be attributed to each contributor as specified.

27 ~~G.~~ H. All contributions other than in-kind contributions must be made
28 by a check drawn on the account of the actual contributor or by a money order
29 or a cashier's check containing the name of the actual contributor or must be
30 evidenced by a written receipt with a copy of the receipt given to the
31 contributor and a copy maintained in the contribution records of the
32 recipient.

33 ~~H.~~ I. The treasurer shall preserve all records required to be kept by
34 this section and copies of all finance reports required to be filed by this
35 article for three years after the filing of the finance report covering the
36 receipts and disbursements evidenced by the records.

37 ~~I.~~ J. On request of the attorney general, the county, city or town
38 attorney or the filing officer, the treasurer shall provide any of the
39 records required to be kept pursuant to this section.

40 ~~J.~~ K. A person who violates this section is subject to a civil
41 penalty imposed as prescribed in section 16-924 of three times the amount of
42 money that has been received, expended or promised in violation of this
43 section or three times the value in money for an equivalent of money or other
44 things of value that has been received, expended or promised in violation of
45 this section.

1 Sec. 14. Section 16-912.01, Arizona Revised Statutes, is amended to
2 read:

3 16-912.01. Ballot measure committees; campaign literature and
4 advertising funding; identification; disclosure;
5 civil penalty; definition

6 A. A political committee that makes an expenditure in connection with
7 any literature or advertisement to support or oppose a ballot proposition
8 shall disclose **AND INCLUDE ON THE LITERATURE OR ADVERTISEMENT THE WORDS "PAID**
9 **FOR BY", FOLLOWED BY THE NAME OF THE COMMITTEE THAT APPEARS ON ITS STATEMENT**
10 **OF ORGANIZATION OR FIVE HUNDRED DOLLAR THRESHOLD EXEMPTION STATEMENT, AND**
11 **SHALL ALSO INCLUDE** in such literature or advertisement the four largest of
12 its major funding sources as of the time the literature or advertisement is
13 printed, recorded or otherwise produced for dissemination. If a political
14 committee has fewer than four major funding sources, the committee shall
15 disclose all major funding sources.

16 B. For purposes of this section, a major funding source of a political
17 committee is any contributor that is not an individual person and that has
18 made cumulative contributions of either:

19 1. Ten thousand dollars or more for an expenditure in support of or
20 opposition to a statewide ballot proposition or a ballot proposition of a
21 political subdivision with a population of one hundred thousand persons or
22 more.

23 2. Five thousand dollars or more for an expenditure in support of or
24 opposition to a ballot proposition of a political subdivision with a
25 population of less than one hundred thousand persons.

26 C. If an out-of-state contributor or group of out-of-state
27 contributors is a major funding source to a political committee disclosed
28 pursuant to subsection A, the political committee shall state the contributor
29 is an out-of-state contributor on its literature or advertisement in support
30 of or in opposition to a ballot proposition.

31 D. Contributors that make contributions to more than one political
32 committee that supports or opposes the same ballot proposition shall notify
33 each political committee of the cumulative total of these contributions.
34 Cumulative totals must be disclosed by each political committee that received
35 contributions from the same contributor if the cumulative totals qualify as a
36 major funding source to be disclosed pursuant to subsection A.

37 E. Any disclosure statement required by this section shall be printed
38 clearly and legibly in a conspicuous manner in type at least as large as the
39 majority of the printed text. If the communication is broadcast on radio,
40 the information shall be spoken at the end of the communication. If the
41 communication is broadcast on a telecommunications system, the information
42 shall be both written and spoken at the end of the communication, except that
43 if the disclosure statement is written for at least five seconds of a thirty
44 second advertisement broadcast or ten seconds of a sixty second advertisement
45 broadcast, a spoken disclosure statement is not required. If the

1 communication is broadcast on a telecommunications system, the written
2 disclosure statement shall be printed in letters equal to or larger than four
3 per cent of the vertical picture height.

4 F. Subsection A does not apply to bumper stickers, pins, buttons, pens
5 and similar small items on which the statements required in subsection A
6 cannot be conveniently printed or to a communication by an organization
7 solely to its members.

8 G. A committee shall change future literature and advertisements to
9 reflect any change in funding sources that must be disclosed pursuant to
10 subsection A.

11 H. This section only applies to advertisements the contents of which
12 are more than fifty per cent devoted to one or more ballot propositions or
13 proposed measures on the same subject.

14 I. Any committee that violates this section is liable in a civil
15 action brought by the attorney general, county attorney or city or town
16 attorney, as appropriate, or by any other person for a civil penalty of three
17 times the total cost of the advertisement. A donor who does not accurately
18 disclose its contributions is liable for a civil penalty of three times the
19 amount donated.

20 J. For **THE** purposes of this section, "advertisement" means general
21 public advertising through the print and electronic media, signs, billboards
22 and direct mail.

23 Sec. 15. Section 16-913, Arizona Revised Statutes, is amended to read:
24 16-913. Campaign finance reports; reporting of receipts and
25 disbursements; exemptions; civil penalty

26 A. Except as provided in subsection K of this section, each political
27 committee shall file campaign finance reports **IN THE FORMAT PRESCRIBED BY THE**
28 **FILING OFFICER** setting forth the committee's receipts and disbursements
29 according to the schedule prescribed in subsections B and C of this section.

30 B. In any calendar year during which there is a regularly scheduled
31 election at which any candidates, measures, questions or propositions appear
32 or may appear on the ballot, the political committee shall file each of the
33 following campaign finance reports:

34 1. A report covering the period beginning January 1 through May 31,
35 filed no later than June 30.

36 2. A preelection report, which shall be filed not less than twelve
37 days before any election and which shall be complete through the twentieth
38 day before the election.

39 3. A postelection report, which shall be filed not more than thirty
40 days after any election and which shall be complete through the twentieth day
41 after the election.

1 C. In any other calendar year, the political committee shall file a
2 report covering the period beginning twenty-one days after the date of the
3 election in the preceding calendar year through December 31 of the
4 nonelection year filed no later than January 31 of the following calendar
5 year.

6 D. In the event that a political committee receives no contributions
7 and makes no expenditures during a period in which it is required to file a
8 campaign finance report, the committee treasurer or if the treasurer is
9 unavailable the candidate, in lieu of filing a report required by subsection
10 B of this section, may sign and file a form prescribed by the secretary of
11 state indicating no activity during the specific reporting period.

12 E. In lieu of the reports prescribed in subsections B and C of this
13 section, a candidate's political committee that remains active after an
14 election due to outstanding debts may file a document no later than January
15 31 in a form prescribed by the secretary of state that states that the
16 committee does not intend to receive any contributions or make any
17 expenditures during the year. If a candidate's political committee does
18 receive a contribution or make an expenditure during that year, the committee
19 shall report as prescribed by subsection B or C of this section.

20 F. A judge who has filed a declaration of the desire to be retained in
21 office is exempt from filing any report required by this section if the
22 judge, not later than twelve days before the general election, files a
23 statement signed and sworn to by the judge certifying that the judge has
24 received no contributions, has made no expenditures and has no campaign
25 committee and that the judge does not intend to receive contributions, make
26 expenditures or have a campaign committee for the purpose of influencing the
27 result of the vote on the question of the judge's retention. With respect to
28 superior court judges, a statement filed pursuant to this subsection is
29 effective until the earlier of twelve days before the third general election
30 following the filing of this statement or the judge receives contributions,
31 makes expenditures or authorizes a campaign committee. Such a statement
32 filed by a supreme court justice or a court of appeals judge is effective
33 until the earlier of twelve days before the fourth general election following
34 the filing of this statement or the justice or judge receives contributions,
35 makes expenditures or authorizes a campaign committee.

36 G. Reports in connection with special or recall elections shall
37 conform to the filing deadlines set forth in subsection B of this section.

38 H. Except as provided in section 16-916, subsection B and subsection K
39 of this section, a political committee shall comply with the requirements of
40 this section in each jurisdiction in this state in which the committee has
41 filed a statement of organization until the committee terminates pursuant to
42 section 16-914, and its statements, designations and reports shall be filed
43 with each officer with whom it has filed a statement of organization, as
44 appropriate.

1 I. Each report required to be filed pursuant to this section shall be
2 signed by the committee treasurer or the candidate or the designating
3 individual if the treasurer is unavailable and shall contain the
4 certification of the signer under penalty of perjury that the report is true
5 and complete.

6 J. A political committee and the candidate, in the case of a
7 candidate's campaign committee, or the designating individual, in the case of
8 an exploratory committee, who violate this section are subject to the penalty
9 prescribed in section 16-918.

10 K. A standing political committee shall file reports with the
11 secretary of state and is exempt from filing a report with any other
12 jurisdiction in which it is active. The reports shall be in an electronic
13 format as prescribed by the secretary of state ~~and shall be filed by delivery~~
14 ~~of a computer diskette or cd-rom that contains the report~~ or by use of the
15 internet. The secretary of state shall promptly make the reports available
16 to the public on the internet and ~~on paper~~ **SHALL MAKE THE REPORTS AVAILABLE**
17 **BY ELECTRONIC MEANS** by request. The standing committee shall file the
18 following reports:

19 1. A preelection report that is due as prescribed by subsection B,
20 paragraph 2 of this section shall be filed for each consolidated election
21 date prescribed by section 16-204.

22 2. A postelection report that is due as prescribed by subsection B,
23 paragraph 3 of this section shall be filed for each consolidated election
24 date prescribed by section 16-204.

25 3. An annual report that is due by January 31 in the year immediately
26 following the calendar year that is the subject of the report.

27 Sec. 16. Section 16-914, Arizona Revised Statutes, is amended to read:
28 16-914. Termination statement

29 A. Except as prescribed by subsection C of this section **AND SECTION**
30 **16-904, SUBSECTION F**, a political committee may terminate only when the
31 committee chairman and treasurer file a ~~written~~ statement with the officer
32 with whom the committee's statement of organization is filed **IN THE FORMAT**
33 **PRESCRIBED BY THE FILING OFFICER** certifying under penalty of perjury that it
34 will no longer receive any contributions or make any disbursements, that the
35 committee has no outstanding debts or obligations and that any surplus monies
36 have been disposed of pursuant to section 16-915.01 together with a statement
37 of the manner of disposition of the surplus, the name and address of each
38 recipient of surplus monies and the date and amount of each disposition of
39 surplus monies. For a political committee that is an individual's
40 exploratory committee or a candidate's campaign committee, the committee may
41 transfer the committee's debts and obligations to a subsequent committee for
42 that individual or candidate, as prescribed by section 16-915.01, and in that
43 event may terminate without certifying that the committee has no outstanding
44 debts or obligations.

1 B. After the filing of an appropriate termination statement, a
2 political committee is not required to file any subsequent campaign finance
3 reports and shall have no further receipts or disbursements without filing a
4 new statement of organization.

5 C. A political committee may terminate its activities in a reporting
6 jurisdiction and remain active in other jurisdictions by attaching a
7 statement to the reporting jurisdiction's termination statement that is
8 signed by the committee's chairman and treasurer, that attests to the intent
9 to remain active in other jurisdictions and that contains a statement that
10 the committee's remaining monies shall be used for activities in other
11 jurisdictions.

12 Sec. 17. Section 16-916, Arizona Revised Statutes, is amended to read:
13 16-916. Filing statements of contributions and expenditures;
14 public inspection

15 A. Except as provided in subsection B of this section, the statements,
16 designations and reports required to be filed pursuant to this article shall
17 be filed as follows:

18 1. In the office of the secretary of state for political committees
19 supporting or opposing the recall of a public officer elected statewide or to
20 the legislature, supporting the circulation of petitions for ballot measures,
21 questions and propositions appearing on a state general election ballot or
22 recall of public officials elected statewide or to the legislature or
23 supporting or opposing candidates for state offices and members of the
24 legislature, for justices of the supreme court, for judges of the court of
25 appeals and for a statewide initiative or referendum or any measure or
26 proposition appearing on a state general election ballot. The office of the
27 secretary of state shall post to its website in a format that is viewable by
28 the public the campaign finance information prescribed by this section.

29 2. With the county officer in charge of elections for political
30 committees supporting or opposing the recall of public officers elected to
31 county offices, school district governing boards, community college district
32 governing boards or judges of the superior court, supporting the circulation
33 of petitions for ballot measures, questions and propositions appearing on a
34 county election ballot or for the recall of a public officer elected to
35 county offices, school district governing boards, community college district
36 governing boards or judges of the superior court or supporting or opposing
37 candidates for county offices, school district governing board members or
38 ballot questions, community college district governing board members or
39 ballot questions, judges of the superior court seeking retention, special
40 taxing districts and a county initiative or referendum or any measure or
41 proposition appearing on a county election ballot. For any county with a
42 population of more than one hundred thousand persons that operates a website,
43 the county officer in charge of elections shall post to that website in a
44 format that is viewable by the public the campaign finance information

1 prescribed by this section. The posting requirements of this paragraph do
2 not apply to reports where less than five hundred dollars is spent.

3 3. With the city or town clerk for political committees supporting or
4 opposing the recall of public officers elected to city or town offices,
5 supporting the circulation of petitions for ballot measures, questions and
6 propositions appearing on a city or town election ballot or recall of public
7 officers elected for city or town offices or supporting or opposing
8 candidates for city or town offices and for a city or town initiative or
9 referendum or any measure or proposition appearing on a city or town election
10 ballot. For any city or town with a population of more than two thousand
11 five hundred persons that operates a website, the city or town shall post to
12 that website in a format that is viewable by the public the campaign finance
13 information prescribed by this section. The posting requirements of this
14 paragraph do not apply to reports where less than five hundred dollars is
15 spent.

16 B. ~~An original and one copy of the~~ CAMPAIGN FINANCE reports required
17 pursuant to section 16-913 for the office of member of the legislature AND
18 STATEWIDE OFFICES shall be filed with the secretary of state IN THE MANNER
19 PRESCRIBED BY THE SECRETARY OF STATE. The secretary of state may provide
20 through the procedures manual adopted pursuant to section 16-452 for an
21 alternative method for providing public access to the reports prescribed by
22 this section.

23 C. For all statements, designations and reports, the date of filing is
24 the date of actual receipt by the officer with whom the document is required
25 to be filed except as follows:

26 1. For documents filed by certified mail with a United States mail
27 postmark, the date of mailing constitutes the date of filing.

28 2. For documents filed by commercial delivery services that provide a
29 standardized delivery confirmation process, the date of delivery confirmation
30 constitutes the date of filing.

31 3. For documents filed by commercial delivery services that provide
32 for electronic tracking of specific delivery packages, the date of electronic
33 confirmation of delivery constitutes the date of filing.

34 D. If the date for filing any statement, designation or report
35 required by this article is a Saturday, a Sunday or another legal holiday,
36 the filing deadline is the next day that is not a Saturday, a Sunday or
37 another legal holiday.

38 Sec. 18. Section 16-916.01, Arizona Revised Statutes, is amended to
39 read:

40 16-916.01. Electronic filing; statements of contributions and
41 expenditures

42 A. Statements, designations and reports that are filed pursuant to
43 this article in the office of the secretary of state in electronic format
44 shall be filed using computer ~~software that is~~ PROGRAMS THAT ARE provided or
45 approved by the secretary of state. The secretary of state shall provide

1 computer ~~software~~ PROGRAMS to accommodate electronic filings and shall
2 implement and maintain a system for the electronic collection, filing and
3 dissemination of materials filed pursuant to section 16-916, subsection A,
4 paragraph 1. A county officer in charge of elections may implement an
5 electronic filing system for statements, designations and reports that are
6 required by this article to be filed with the county officer in charge of
7 elections. Subsections B through F of this section apply to an electronic
8 filing program operated by a county.

9 B. If the filings are complete and correct, any statements,
10 designations or reports that are filed in the secretary of state's electronic
11 filing format are deemed to comply with:

12 1. The filing requirements of this chapter.

13 2. The requirement that a filing be made under oath or be submitted
14 with a written signature.

15 C. A statement, designation or report that is filed in electronic
16 format is deemed to be filed under penalty of perjury if the printed format
17 version of that document is required to be filed under penalty of perjury.

18 D. A person or political committee that submits any statement,
19 designation or report pursuant to this chapter that is not properly formatted
20 or that does not contain the information prescribed by this chapter has not
21 complied with the reporting requirements of this chapter and is subject to
22 penalties and enforcement as otherwise provided by law.

23 E. During the implementation of an electronic filing system, the
24 county officer in charge of elections may require that statements,
25 designations or reports be filed with an additional written or printed copy.

26 F. For an electronic filing system implemented by the secretary of
27 state or other filing officer, the filing officer shall designate one or more
28 approved transmittal formats and methods.

29 Sec. 19. Section 16-918, Arizona Revised Statutes, is amended to read:

30 16-918. Campaign finance reports; notice; civil penalty;
31 prohibition on candidacy

32 A. If a political committee fails to file a report in a timely manner
33 as required by this chapter, the filing officer shall send written notice of
34 the delinquency of the report to the political committee and the candidate,
35 in the case of the candidate's campaign committee, or to the designating
36 individual, in the case of an individual's exploratory committee. The notice
37 shall be sent by certified mail within fifteen days after the filing officer
38 determines there may be a failure to file a campaign finance report. The
39 notice shall provide with reasonable particularity the nature of the failure
40 and a statement of the penalties provided in this section.

41 B. A political committee, or in the case of a candidate's campaign
42 committee, the candidate, or in the case of an exploratory committee, the
43 designating individual, is liable for a late penalty of ten dollars for each
44 day after failure to make or file a campaign finance report that is required
45 pursuant to this chapter up to a maximum of four hundred fifty dollars. The

1 filing officer shall not accept a campaign report unless any penalties owed
2 as a result of this section or any penalties imposed pursuant to section
3 16-924 are paid with the report.

4 C. A political committee, or in the case of a candidate's campaign
5 committee, the candidate, or in the case of an exploratory committee, the
6 designating individual, that has failed to file within fifteen days after
7 receiving a notice of delinquency pursuant to subsection A of this section is
8 liable for a civil penalty of twenty-five dollars for each subsequent day
9 that the filing is late. This penalty shall be assessed pursuant to section
10 16-924.

11 D. For THE purposes of this section, there is a failure to make and
12 file a campaign finance report by the treasurer, the designating individual,
13 in the case of an exploratory committee, the candidate, in the case of a
14 candidate's campaign committee, and for all other political committees, the
15 chairman, if any of the following occurs:

16 1. The report is not filed in a timely manner as prescribed by section
17 16-913.

18 2. The report is not signed in accordance with section 16-913.

19 3. A good faith effort is not made to substantially complete the
20 report as prescribed by section 16-915.

21 E. It is a defense to an enforcement action brought pursuant to this
22 section if good cause is shown by the treasurer, the designating individual,
23 in the case of an exploratory committee, or the candidate, in the case of a
24 candidate's campaign committee, for the failure to make and file a campaign
25 finance report. For THE purposes of this subsection, "good cause" includes
26 an illness or absence from this state at the time the campaign finance report
27 was due or the written notice of delinquency was delivered if the illness or
28 absence reasonably prevented the treasurer, designating individual or
29 candidate from filing the report or receiving the written notice.

30 F. In addition to the enforcement actions prescribed by this section,
31 a person who was a candidate for nomination or election to any local or state
32 office and who after written notice pursuant to this section failed to make
33 and file a campaign finance report as required by this chapter is not
34 eligible to be a candidate for nomination or election to any local or state
35 office for five years after the last failure to make and file a campaign
36 finance report occurred. This penalty shall be imposed as follows:

37 1. A candidate's failure to make and file a campaign finance report
38 with a filing officer for a jurisdiction is grounds for that filing officer
39 to refuse the candidate's nomination paper for any public office in that
40 jurisdiction as described in this subsection.

41 2. A candidate's failure to make and file a campaign finance report
42 with any filing officer is grounds for a filing officer from another
43 jurisdiction to refuse the candidate's nomination paper for any public office
44 on presentation of a certified copy of a final order issued pursuant to
45 section 16-924.

1 G. For a standing political committee, in addition to any late penalty
 2 and civil penalty assessed pursuant to this section, if the standing
 3 political committee makes a late filing three or more times, the standing
 4 political committee is no longer eligible for consolidated filing status
 5 pursuant to section 16-913, subsection K and shall make all of its filings in
 6 each reporting jurisdiction in which it is active.

7 H. For any political committee that has failed to file three
 8 consecutive campaign finance reports with the ~~secretary of state~~ FILING
 9 OFFICER as prescribed by section 16-913, the ~~secretary of state~~ FILING
 10 OFFICER shall send the committee chairman and treasurer a written notice of
 11 intent to suspend the political committee. The notice of intent to suspend
 12 shall state that failure of the political committee to fully comply with all
 13 filing requirements for that committee, including any required payments,
 14 within thirty days of the date of the notice shall result in suspension of
 15 the political committee's authority to operate in ~~this state~~ THAT
 16 JURISDICTION. On suspension of the political committee's authority to
 17 operate, the ~~secretary of state~~ FILING OFFICER is no longer required to
 18 provide any further notice of delinquency to the political committee. This
 19 subsection does not reduce or eliminate the political committee's continuing
 20 obligation to make campaign finance filings and pay any fines, penalties,
 21 civil penalties or other sanctions that may continue to accrue as otherwise
 22 provided by law. This subsection does not apply to reports required pursuant
 23 to article 2 of this chapter or to a candidate's campaign committee
 24 designated by that candidate pursuant to section 16-903 during that election
 25 cycle.

26 Sec. 20. Heading change

27 The chapter heading of title 16, chapter 8, Arizona Revised Statutes,
 28 is changed from "MEMBERSHIP AND APPORTIONMENT OF LEGISLATURE AND
 29 ESTABLISHMENT OF CONGRESSIONAL DISTRICTS" to "ESTABLISHMENT OF LEGISLATIVE
 30 AND CONGRESSIONAL DISTRICTS".

31 Sec. 21. Repeal

32 Sections 16-1101 and 16-1102, Arizona Revised Statutes, are repealed.

33 Sec. 22. Section 19-121.01, Arizona Revised Statutes, is amended to
 34 read:

35 19-121.01. Secretary of state; removal of petition and
 36 ineligible signatures; facsimile sheets; random
 37 sample

38 A. Within twenty days, excluding Saturdays, Sundays and other legal
 39 holidays, of the date of filing of an initiative or referendum petition and
 40 issuance of the receipt, the secretary of state shall:

41 1. Remove the following:

42 (a) Those sheets not attached to a copy of the title and text of the
 43 measure.

44 (b) The copy of the title and text from the remaining petition sheets.

1 (c) Those sheets not bearing the petition serial number in the lower
2 right-hand corner of each side.

3 (d) Those sheets containing a circulator's affidavit that is not
4 completed or signed.

5 (e) Those sheets on which the affidavit of the circulator is not
6 notarized, the notary's signature is missing, the notary's commission has
7 expired or the notary's seal is not affixed.

8 (f) Those sheets on which the signatures of the circulator or the
9 notary are dated earlier than the dates on which the electors signed the face
10 of the petition sheet.

11 (g) **THOSE SHEETS THAT ARE CIRCULATED BY A CIRCULATOR WHO IS PROHIBITED**
12 **FROM PARTICIPATING IN ANY ELECTION, INITIATIVE, REFERENDUM OR RECALL CAMPAIGN**
13 **PURSUANT TO SECTION 19-119.01.**

14 2. After completing the steps in paragraph 1 of this subsection,
15 review each sheet to determine the county of the majority of the signers and
16 shall:

17 (a) Place a three or four letter abbreviation designating that county
18 in the upper right-hand corner of the face of the petition.

19 (b) Remove all signatures of those not in the county of the majority
20 on each sheet by marking an "SS" in red ink in the margin to the right of the
21 signature line.

22 (c) Cause all signature sheets to be grouped together by county of
23 registration of the majority of those signing and attach them to one or more
24 copies of the title and text of the measure. If the sheets are too bulky for
25 convenient grouping by the secretary of state in one volume by county, they
26 may be bound in two or more volumes with those in each volume attached to a
27 single printed copy of the measure. The remaining detached copies of the
28 title and text of the measure shall be delivered to the applicant.

29 3. After completing the steps in paragraph 2 of this subsection,
30 remove the following signatures that are not eligible for verification by
31 marking an "SS" in red ink in the margin to the right of the signature line:

32 (a) If the signature of the qualified elector is missing.

33 (b) If the residence address or the description of residence location
34 is missing.

35 (c) If the date on which the petitioner signed is missing.

36 (d) Signatures in excess of the fifteen signatures permitted per
37 petition.

38 (e) Signatures withdrawn pursuant to section 19-113.

39 (f) **SIGNATURES FOR WHICH THE SECRETARY OF STATE DETERMINES THAT THE**
40 **PETITION CIRCULATOR HAS PRINTED THE ELECTOR'S FIRST AND LAST NAMES OR OTHER**
41 **INFORMATION IN VIOLATION OF SECTION 19-112.**

42 4. After the removal of petition sheets and signatures, count the
43 number of signatures for verification on the remaining petition sheets and
44 note that number in the upper right-hand corner of the face of each petition
45 sheet immediately above the county designation.

1 5. Number the remaining petition sheets that were not previously
2 removed and that contain signatures eligible for verification in consecutive
3 order on the front side of each petition sheet in the upper left-hand corner.

4 6. Count all remaining petition sheets and signatures not previously
5 removed and issue a receipt to the applicant of this total number eligible
6 for verification.

7 B. If the total number of signatures for verification as determined
8 pursuant to subsection A, paragraph 6 of this section equals or exceeds the
9 constitutional minimum, the secretary of state, during the same twenty day
10 period provided in subsection A of this section, shall select, at random,
11 five per cent of the total signatures eligible for verification by the county
12 recorders of the counties in which the persons signing the petition claim to
13 be qualified electors. The random sample of signatures to be verified shall
14 be drawn in such a manner that every signature eligible for verification has
15 an equal chance of being included in the sample. The random sample produced
16 shall identify each signature selected by petition page and line number. The
17 signatures selected shall be marked according to the following procedure:

18 1. Using red ink, mark the selected signature by circling the line
19 number and drawing a line from the base of the circle extending into the left
20 margin.

21 2. If a signature line selected for the random sample is found to be
22 blank or was removed from the verification process pursuant to subsection A
23 of this section and is marked with an "SS", then the next line down, even if
24 that requires going to the next petition sheet in sequence, on which an
25 eligible signature appears shall be selected as a substitute if that line has
26 not already been selected for the random sample. If the next eligible line
27 is already being used in the random sample, the secretary of state shall
28 proceed back up the page from the signature line originally selected for the
29 random sample to the next previous signature line eligible for verification.
30 If that line is already being used in the random sample, the secretary of
31 state shall continue moving down the page or to the next page from the line
32 originally selected for the random sample and shall select the next eligible
33 signature as its substitute for the random sample. The secretary of state
34 shall use this process of alternately moving forward and backward until a
35 signature eligible for verification and not already included in the random
36 sample can be selected and substituted.

37 C. After the selection of the random sample and the marking of the
38 signatures selected on the original petition sheets pursuant to subsection B
39 of this section, the secretary of state shall reproduce a facsimile of the
40 front of each signature sheet on which a signature included in the random
41 sample appears. The secretary of state shall clearly identify those
42 signatures marked for verification by color highlighting or other similar
43 method and shall transmit by personal delivery or certified mail to each
44 county recorder a facsimile sheet of each signature sheet on which a
45 signature appears of any individual who claims to be a qualified elector of

1 that county and whose signature was selected for verification as part of the
 2 random sample.

3 D. The secretary of state shall retain in custody all signature sheets
 4 removed pursuant to this section except as otherwise prescribed in this
 5 title.

6 Sec. 23. Section 19-122, Arizona Revised Statutes, is amended to read:
 7 19-122. Refusal of secretary of state to file petition or
 8 transmit facsimiles of signature sheets or affidavits
 9 of circulators; writ of mandamus; venue

10 A. If the secretary of state refuses to accept and file a petition for
 11 the initiative or referendum, or proposal for a constitutional amendment
 12 ~~which~~ THAT has been presented within the time prescribed, or if ~~he~~ THE
 13 SECRETARY OF STATE refuses to transmit the facsimiles of a signature sheet or
 14 sheets or affidavits of circulators to the county recorders for certification
 15 under section 19-121.01, ~~he~~ THE SECRETARY OF STATE shall provide the person
 16 who submitted the petition, proposal, signature sheet or affidavit with a
 17 written statement of the reason for the refusal. Within five calendar days
 18 after the refusal any citizen may apply to the superior court for a writ of
 19 mandamus to compel the secretary of state to file the petition or proposal or
 20 transmit the facsimiles, or the citizen may file a complaint with the county
 21 attorney or attorney general. The county attorney or attorney general may
 22 apply, within five calendar days after the complaint is made, to the superior
 23 court for a writ of mandamus to compel the secretary of state to file the
 24 petition or proposal or transmit the facsimiles. The action shall be
 25 advanced on the calendar and heard and decided by the court as soon as
 26 possible. Either party may appeal to the supreme court within five calendar
 27 days after judgment. If the court finds that the petition is legally
 28 sufficient, the secretary of state shall then file it, with a certified copy
 29 of the judgment attached as of the date on which it was originally offered
 30 for filing in ~~his~~ THE SECRETARY OF STATE'S office.

31 B. The most current version of the general county register statewide
 32 voter registration database at the time of filing a court action challenging
 33 an initiative or referendum petition shall constitute the official record to
 34 be used to determine on a prima facie basis by the challenger that the signer
 35 of a petition was not registered to vote at the address given on the date of
 36 signing the petition. If the address of the signer given on the date of
 37 signing the petition is different from that on the most current version of
 38 the general county register, the county recorder shall examine the version of
 39 the general county register ~~which~~ THAT was current on the date the signer
 40 signed the petition to determine the validity of the signature AND TO
 41 DETERMINE WHETHER THE PERSON WAS ELIGIBLE TO SIGN THE PETITION AT THE TIME OF
 42 SIGNING. This subsection does not preclude introducing into evidence a
 43 certified copy of the affidavit ~~or~~ OF registration of any signer dated prior
 44 to the signing of the petition if the affidavit is in the possession of the
 45 county recorder but has not yet been filed in the general county register.

1 C. Notwithstanding section 19-121.04, if any petition filed is not
2 legally sufficient, the court ~~may~~, in an action brought by any citizen, **MAY**
3 enjoin the secretary or other officers from certifying or printing on the
4 official ballot for the ensuing election the amendment or measure proposed or
5 referred. The action shall be advanced on the calendar and heard and decided
6 by the court as soon as possible. Either party may appeal to the supreme
7 court within five days after judgment.

8 D. The superior court in Maricopa county shall have jurisdiction of
9 actions relating to measures and amendments to be submitted to the electors
10 of the state at large. With respect to actions relating to local and special
11 measures, the superior court in the county, or in one of the counties, in
12 which the measures are to be voted ~~upon~~ **ON** shall have jurisdiction.

13 Sec. 24. Section 41-1232, Arizona Revised Statutes, is amended to
14 read:

15 **41-1232. Registration of principals; fee**

16 A. Except as provided in subsection B, before any principal causes any
17 lobbying to occur on its behalf, the principal shall register with the
18 secretary of state by filing a written statement **IN A FORMAT PRESCRIBED BY**
19 **THE SECRETARY OF STATE**, subscribed under oath, containing the following
20 information:

- 21 1. The name and business address of the principal.
- 22 2. The name and business address of a person who is the designated
23 lobbyist for the principal, regardless of whether such person is engaged to
24 lobby for compensation.
- 25 3. The name and business address of each lobbyist for compensation or
26 authorized lobbyist employed by, retained by or representing the principal.
- 27 4. For each lobbyist for compensation, designated lobbyist or
28 authorized lobbyist that is not an individual, the name and business address
29 of all employees of that lobbyist who lobby on the principal's behalf.
- 30 5. The nature of the primary business or activity, issue, interest or
31 purpose of the principal.
- 32 6. The duration of the engagement of any lobbyist.
- 33 7. A description of the expenses for which each lobbyist is to be
34 reimbursed by the principal.
- 35 8. A listing of the state entities the lobbyist has been engaged or
36 designated to lobby including the legislature and state agencies, boards,
37 commissions or councils.

38 B. If a registration as required by subsection A cannot be
39 accomplished or is not practicable in advance of the first attempt or
40 occasion to lobby, registration must occur within five business days after
41 the day on which the first lobbying attempt, occasion or activity occurs.

42 C. Each principal shall reregister ~~during November~~ **NO LATER THAN 5:00**
43 **P.M. ON THE SECOND MONDAY IN JANUARY** of each ~~even~~ **ODD** numbered year unless at
44 that time the principal no longer engages any lobbyist. **A PRINCIPAL SHALL**
45 **FILE ITS REGISTRATION AT ANY TIME BEGINNING DECEMBER 1 IN THE EVEN NUMBERED**

1 YEAR UNTIL 5:00 P.M. ON THE SECOND MONDAY IN JANUARY IN THE ODD NUMBERED
2 YEAR. Each principal shall amend its registration statement within five
3 business days of any change in the information required by subsection A.

4 D. A principal shall provide notice to each lobbyist for compensation,
5 authorized lobbyist and designated lobbyist who is named in the principal's
6 registration or reregistration statement. The notice shall state that the
7 principal has listed the lobbyist for compensation, authorized lobbyist or
8 designated lobbyist on the principal's registration or reregistration
9 statement and that this listing obligates the lobbyist for compensation or
10 designated lobbyist to register and file all reports required by this
11 article. The notice shall be accompanied by a summary of the lobbyist laws
12 published by the secretary of state, the first page of the principal's
13 registration and the page of the schedule on which the name of the lobbyist
14 for compensation, authorized lobbyist or designated lobbyist appears.

15 E. Each principal that registers a lobbyist for compensation or a
16 designated lobbyist who receives compensation for lobbying from the
17 principal, at the time of registering or reregistering, shall pay a
18 registration or reregistration fee of twenty-five dollars to the secretary of
19 state. No principal may be charged more than one twenty-five dollar fee per
20 registration period. Registration and reregistration fees collected by the
21 secretary of state shall be deposited, pursuant to sections 35-146 and
22 35-147, in the state general fund, and, subject to legislative appropriation,
23 the registration and reregistration fees for principals shall be used to
24 reduce the costs associated with enforcing the lobbyist registration laws.

25 Sec. 25. Section 41-1232.01, Arizona Revised Statutes, is amended to
26 read:

27 41-1232.01. Registration by public bodies; fee

28 A. Except as provided in subsection B, before any public body causes
29 any lobbying to occur on its behalf, the public body shall register with the
30 secretary of state by filing a written statement **IN A FORMAT PRESCRIBED BY**
31 **THE SECRETARY OF STATE**, subscribed under oath, containing the following
32 information:

33 1. The name and business address of the public body.

34 2. The name and business address of a person who is the designated
35 public lobbyist for the public body, regardless of whether this person is
36 engaged to lobby for compensation.

37 3. The name and business address of each authorized public lobbyist
38 employed by, retained by or representing the public body.

39 4. For each designated public lobbyist or authorized public lobbyist
40 that is not an individual, the name and business address of all employees of
41 such designated public lobbyist or authorized public lobbyist who may lobby
42 on the public body's behalf.

43 5. A description of the expenses for which each designated public
44 lobbyist and authorized public lobbyist is to be reimbursed by the public
45 body.

1 B. If a registration as required by subsection A cannot be
2 accomplished or is not practicable in advance of the first attempt or
3 occasion to lobby, registration must occur within five business days after
4 the day on which the first lobbying attempt, occasion or activity occurs.

5 C. Each public body shall reregister ~~during November~~ NO LATER THAN
6 5:00 P.M. ON THE SECOND MONDAY IN JANUARY of each ~~even~~ ODD numbered year
7 unless at that time the public body no longer engages any designated public
8 lobbyist or authorized public lobbyist. A PUBLIC BODY SHALL FILE ITS
9 REGISTRATION AT ANY TIME BEGINNING DECEMBER 1 IN THE EVEN NUMBERED YEAR UNTIL
10 5:00 P.M. ON THE SECOND MONDAY IN JANUARY IN THE ODD NUMBERED YEAR. Each
11 public body shall amend its registration statement within five business days
12 of any change in the information required by subsection A.

13 D. A public body shall provide notice to each designated public
14 lobbyist or authorized public lobbyist who is named in the public body's
15 registration or reregistration statement. The notice shall state that the
16 public body has listed the designated public lobbyist or authorized public
17 lobbyist on the public body's registration or reregistration statement and
18 that this listing obligates the designated public lobbyist to register and
19 file all reports required by this article. The notice shall be accompanied
20 by a summary of the lobbyist laws published by the secretary of state, the
21 first page of the public body's registration and the page of the schedule on
22 which the designated or authorized public lobbyist's name appears.

23 E. Each public body that registers a designated public lobbyist who
24 receives compensation for lobbying from the public body, at the time of
25 registering or reregistering, shall pay a registration or reregistration fee
26 of twenty-five dollars to the secretary of state. No public body may be
27 charged more than one twenty-five dollar fee per registration period.
28 Registration and reregistration fees collected by the secretary of state
29 shall be deposited, pursuant to sections 35-146 and 35-147, in the state
30 general fund, and, subject to legislative appropriation, the registration and
31 reregistration fees for public bodies shall be used to reduce the costs
32 associated with enforcing the lobbyist registration laws.

33 Sec. 26. Section 41-1232.05, Arizona Revised Statutes, is amended to
34 read:

35 41-1232.05. Lobbyist registration; handbook; requirement

36 A. A person who is listed by a principal or public body on a
37 registration form pursuant to section 41-1232 or 41-1232.01 as a lobbyist for
38 compensation, designated lobbyist or designated public lobbyist shall file a
39 lobbyist registration form with the secretary of state ~~during November~~ IN A
40 FORMAT PRESCRIBED BY THE SECRETARY OF STATE NO LATER THAN 5:00 P.M. ON THE
41 SECOND MONDAY IN JANUARY of each ~~odd~~ EVEN numbered year and shall read a
42 handbook containing statutes and rules governing lobbyists for compensation,
43 designated lobbyists and designated public lobbyists, written guidelines and
44 forms and samples for completing the lobbyist disclosure forms. A PERSON
45 SHALL FILE THE REGISTRATION AT ANY TIME BEGINNING DECEMBER 1 IN THE ODD

1 NUMBERED YEAR UNTIL 5:00 P.M. ON THE SECOND MONDAY IN JANUARY IN THE EVEN
2 NUMBERED YEAR. The lobbyist handbook shall be written and prescribed by the
3 secretary of state. A person who is originally listed as a lobbyist for
4 compensation, designated lobbyist or designated public lobbyist ~~in~~ FOR a
5 month other than ~~November~~ JANUARY shall file, within thirty days, a
6 registration form and shall file a registration form ~~during November~~ FOR
7 JANUARY of each ~~odd~~ EVEN numbered year thereafter if ~~he~~ THE PERSON continues
8 to be listed as a lobbyist for compensation, designated lobbyist or
9 designated public lobbyist.

10 B. The lobbyist registration form shall include:

11 1. The name of the lobbyist for compensation, designated lobbyist or
12 designated public lobbyist.

13 2. The business name and address of the lobbyist for compensation,
14 designated lobbyist or designated public lobbyist.

15 3. A statement that the lobbyist for compensation, designated lobbyist
16 or designated public lobbyist has read the lobbyist handbook prescribed in
17 subsection A of this section.

18 Sec. 27. Section 41-1348, Arizona Revised Statutes, is amended to
19 read:

20 41-1348. Production and reproduction of records by agencies of
21 the state and political subdivisions; admissibility;
22 violation; classification

23 A. Each agency of this state or any of its political subdivisions may
24 implement a program for the production or reproduction by photography or
25 other method of reproduction on film, microfiche, digital imaging or other
26 electronic media of records in its custody, whether obsolete or current, and
27 classify, catalogue and index such records for convenient reference. The
28 agency, before the institution of any such program of production or
29 reproduction, shall obtain approval from the director of the types of records
30 to be produced or reproduced and of the methods of production, reproduction
31 and storage and the equipment which the agency proposes to use in connection
32 with the production, reproduction and storage. On approval from the
33 director, the source documents may be destroyed, but only after an
34 administrative audit and after safeguards are in place to protect the public
35 records pursuant to section 41-1347, subsection A.

36 B. Except as otherwise provided by law, records reproduced as provided
37 in subsection A of this section are admissible in evidence.

38 ~~C. The provisions of this section shall not be applicable to permit~~
39 ~~destruction of current original affidavits of registration as that term is~~
40 ~~used in section 16-163.~~

41 ~~D.~~ C. A head of an agency of this state or a political subdivision of
42 this state who violates this section is guilty of a class 2 misdemeanor.