

House Engrossed

municipal election officers; certification training

State of Arizona
House of Representatives
Fifty-fifth Legislature
First Regular Session
2021

CHAPTER 438
HOUSE BILL 2363

AN ACT

AMENDING SECTION 16-407, ARIZONA REVISED STATUTES; RELATING TO CONDUCT OF ELECTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 16-407, Arizona Revised Statutes, is amended to
3 read:

4 16-407. Election officers; qualifications; certificates;
5 certification programs; plan; exemption; election
6 training fund

7 A. Except as provided in subsection E of this section, ~~no~~ A person
8 may NOT perform the duties or exercise the authority of an election
9 officer or of the clerk of the board of supervisors or the county recorder
10 in performance of election duties in or on behalf of any county unless the
11 person is the holder of an election officer's certificate issued by the
12 secretary of state before January 1 of each general election year.

13 B. The secretary of state shall provide for the examination of
14 applicants for election officer certificates. The secretary of state may
15 not issue a certificate to a person who has not demonstrated to the
16 satisfaction of the secretary of state that the person is competent to
17 perform the work of an election officer or of the clerk of the board of
18 supervisors or the county recorder in the performance of election duties.

19 C. The secretary of state shall provide for election officer
20 certification programs of which successful completion by a person attests
21 to the attendance at, participation in and completion of a course of
22 instruction in the technical, legal and administrative aspects of
23 conducting elections within this state.

24 D. On or before December 31 of each year of a general election, the
25 secretary of state shall submit an election officer education, training
26 and certification plan to the president of the senate and the speaker of
27 the house of representatives. The plan shall outline the achievements and
28 problems of the previous two year period and specify the expected
29 education, training and certification activities of the coming two year
30 period.

31 E. Subsection A of this section does not apply to elected
32 officials, clerical and secretarial personnel, counting center personnel
33 and precinct election board members and election officials in cities or
34 towns.

35 F. For city and town employees who work on elections, **THE CITY OR**
36 **TOWN MAY TRAIN ITS OWN EMPLOYEES IF THE CITY OR TOWN TRAINING PROGRAM IS**
37 **APPROVED BY THE SECRETARY OF STATE OR,** if the city or town chooses to
38 enroll the city or town employees in the certification program prescribed
39 by this section, the city or town shall reimburse the secretary of state
40 for the costs of conducting the training. An election training fund is
41 established consisting of monies received pursuant to this subsection.
42 The secretary of state shall administer the fund. Monies in the fund are
43 continuously appropriated and the secretary of state shall use monies in
44 the fund to pay the costs of training officials from cities and towns
45 pursuant to this subsection.

APPROVED BY THE GOVERNOR JULY 10, 2021.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JULY 10, 2021.