



Bill Number: H.B. 2786

Ugenti-Rita Floor Amendment

Reference to: House Engrossed Bill

Amendment drafted by: Leg Council

FLOOR AMENDMENT EXPLANATION

1. Prohibits the use of a drop box for voted ballots in a county with a population of more than 1,000,000 persons.
2. Prohibits a county recorder or other officer in charge of elections, in a county with a population of 1,000,000 persons or fewer, from using an unmonitored drop box for the receipt of voted ballots, unless a drop box is located inside:
 - a) a polling place, voting center or other location at which persons are voting and election staff is present and monitoring the drop box; or
 - b) an office or other facility that is used by a county recorder or other officer in charge of elections and at which election staff is present and monitoring the drop box.
3. Requires a county with a population of 1,000,000 persons or fewer to provide and maintain 24-hour video surveillance each day for a location where it is not practicable for election staff to be present.
4. Requires video recordings of the surveillance to be retained by the county for four years.
5. Exempts post office boxes, privately owned mailboxes or cluster mail units intended for the receipt and deliver of U.S. mail.
6. Prohibits a county recorder or other officer in charge of elections from providing for or allowing a voter to receive a ballot and vote from a vehicle or other conveyance, unless required for compliance with:
 - a) statutory requirements for polling places that are inaccessible to elderly persons or persons with disabilities;
 - b) the statutory prohibition against discrimination in voting rights or public accommodations;
 - c) the ADA; or
 - d) federal law.

Amendment explanation prepared by Michael Hans

06/22/2022

UGENTI-RITA FLOOR AMENDMENT
SENATE AMENDMENTS TO H.B. 2786
(Reference to House engrossed bill)

1 Page 8, after line 28, insert:

2 "Sec. 4. Title 16, chapter 4, article 8, Arizona Revised Statutes,
3 is amended by adding section 16-546, to read:

4 16-546. Ballot drop boxes; vehicles; prohibition

5 A. NOTWITHSTANDING ANY OTHER LAW, IN A COUNTY WITH A POPULATION OF
6 MORE THAN ONE MILLION PERSONS, A COUNTY RECORDER OR OTHER OFFICER IN CHARGE
7 OF ELECTIONS MAY NOT USE A DROP BOX FOR RECEIPT OF VOTED BALLOTS.

8 B. NOTWITHSTANDING ANY OTHER LAW, IN A COUNTY WITH A POPULATION OF
9 ONE MILLION PERSONS OR LESS, A COUNTY RECORDER OR OTHER OFFICER IN CHARGE
10 OF ELECTIONS MAY NOT USE AN UNMONITORED DROP BOX FOR RECEIPT OF VOTED
11 BALLOTS. THIS SUBSECTION DOES NOT APPLY TO A BALLOT DROP BOX THAT IS
12 LOCATED AS FOLLOWS:

13 1. INSIDE A POLLING PLACE, VOTING CENTER OR OTHER LOCATION AT WHICH
14 PERSONS ARE VOTING AND ELECTION STAFF IS PRESENT AND MONITORING THE BALLOT
15 DROP BOX TO ENSURE COMPLIANCE WITH APPLICABLE LAWS.

16 2. INSIDE AN OFFICE OR OTHER FACILITY THAT IS USED BY THE COUNTY
17 RECORDER OR OTHER OFFICER IN CHARGE OF ELECTIONS AND AT WHICH ELECTION
18 STAFF IS PRESENT AND MONITORING THE BALLOT DROP BOX.

19 C. NOTWITHSTANDING SUBSECTION B OF THIS SECTION, IN A COUNTY WITH A
20 POPULATION OF ONE MILLION PERSONS OR LESS, FOR A LOCATION WHERE IT IS NOT
21 PRACTICABLE FOR ELECTION STAFF TO BE PRESENT, THE COUNTY SHALL PROVIDE AND
22 MAINTAIN VIDEO SURVEILLANCE TWENTY-FOUR HOURS EACH DAY. THE VIDEO
23 RECORDINGS OF THE SURVEILLANCE SHALL BE RETAINED BY THE COUNTY FOR FOUR
24 YEARS.

1 D. SUBSECTIONS A AND B OF THIS SECTION DO NOT APPLY TO POST OFFICE
2 BOXES, PRIVATELY OWNED MAILBOXES OR CLUSTER BOX UNITS THAT ARE INTENDED FOR
3 THE RECEIPT AND DELIVERY OF UNITED STATES MAIL.

4 E. EXCEPT AS REQUIRED TO COMPLY WITH SECTION 16-581, TITLE 41,
5 CHAPTER 9, ARTICLE 5, THE AMERICANS WITH DISABILITIES ACT OF 1990
6 (P.L. 101-336) OR OTHER FEDERAL LAW, THE COUNTY RECORDER OR OTHER OFFICER
7 IN CHARGE OF ELECTIONS MAY NOT PROVIDE FOR OR ALLOW A VOTER TO RECEIVE A
8 BALLOT AND VOTE FROM A VEHICLE OR OTHER CONVEYANCE."

9 Amend title to conform

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C: MR