

REFERENCE TITLE: government-issued voter identification; requirement

State of Arizona
House of Representatives
Fifty-fifth Legislature
Second Regular Session
2022

HB 2296

Introduced by
Representative Fillmore

AN ACT

AMENDING SECTION 16-579, 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. Subject to the requirements of article IV, part 1,
3 section 1, Constitution of Arizona, section 16-579, Arizona Revised
4 Statutes, is amended to read:

5 16-579. Procedure for obtaining ballot by elector

6 A. Every qualified elector, before receiving a ballot, shall
7 announce the elector's name and place of residence in a clear, audible
8 tone of voice to the election official in charge of the signature roster
9 or present the elector's name and residence in writing. The election
10 official in charge of the signature roster shall comply with the following
11 and the qualified elector shall be allowed within the voting area:

12 1. The elector shall present ~~any of the following:~~

13 ~~(a) a valid form of identification that bears the photograph, name~~
14 ~~and address of the elector that reasonably appear to be the same as the~~
15 ~~name and address in the precinct register, including an Arizona driver~~
16 ~~license, an Arizona nonoperating identification license, a tribal~~
17 ~~enrollment card or other form of tribal identification or a United States~~
18 ~~federal, state or local government issued identification. Identification~~
19 ~~is deemed valid unless it can be determined on its face that it has~~
20 ~~expired.~~

21 ~~(b) Two different items that contain the name and address of the~~
22 ~~elector that reasonably appear to be the same as the name and address in~~
23 ~~the precinct register, including a utility bill, a bank or credit union~~
24 ~~statement that is dated within ninety days of the date of the election, a~~
25 ~~valid Arizona vehicle registration, an Arizona vehicle insurance card, an~~
26 ~~Indian census card, tribal enrollment card or other form of tribal~~
27 ~~identification, a property tax statement, a recorder's certificate, a~~
28 ~~voter registration card, a valid United States federal, state or local~~
29 ~~government issued identification or any mailing that is labeled as~~
30 ~~"official election material". Identification is deemed valid unless it~~
31 ~~can be determined on its face that it has expired.~~

32 ~~(c) A valid form of identification that bears the photograph, name~~
33 ~~and address of the elector except that if the address on the~~
34 ~~identification does not reasonably appear to be the same as the address in~~
35 ~~the precinct register or the identification is a valid United States~~
36 ~~military identification card or a valid United States passport and does~~
37 ~~not bear an address, the identification must be accompanied by one of the~~
38 ~~items listed in subdivision (b) of this paragraph.~~

39 2. If the elector does not present identification that complies
40 with paragraph 1 of this subsection, the elector is only eligible to vote
41 a provisional ballot as prescribed by section 16-584 or a conditional
42 provisional ballot as provided for in the secretary of state's instruction
43 and procedures manual adopted pursuant to section 16-452.

1 B. Any qualified elector who is listed as having applied for an
2 early ballot but who states that the elector has not voted and will not
3 vote an early ballot for this election or surrenders the early ballot to
4 the precinct inspector on election day shall be allowed to vote pursuant
5 to the procedure set forth in section 16-584.

6 C. Each qualified elector's name shall be numbered consecutively by
7 the clerks and in the order of applications for ballots. The judge shall
8 give the qualified elector only one ballot and a ballot privacy folder,
9 and the elector's name shall be immediately checked on the precinct
10 register. Notwithstanding any provision of this ~~paragraph~~ SUBSECTION, ~~no~~
11 ~~voter~~ AN ELECTOR shall NOT be required to accept or use a ballot privacy
12 folder.

13 D. For precincts in which a paper signature roster is used, each
14 qualified elector shall sign the elector's name in the signature roster
15 before receiving a ballot, but an inspector or judge may sign the roster
16 for an elector who is unable to sign because of physical disability, and
17 in that event the name of the elector shall be written with red ink, and
18 no attestation or other proof shall be necessary. The provisions of this
19 subsection relating to signing the signature roster shall not apply to
20 electors casting a ballot using early voting procedures.

21 E. For precincts in which an electronic poll book system is used,
22 each qualified elector shall sign the elector's name as prescribed in the
23 instructions and procedures manual adopted by the secretary of state
24 pursuant to section 16-452 before receiving a ballot, but an inspector or
25 judge may sign the roster for an elector who is unable to sign because of
26 physical disability, and in that event the name of the elector shall be
27 written with the inspector's or judge's attestation on the same signature
28 line.

29 F. A person offering to vote at a special district election for
30 which no special district register has been supplied shall sign an
31 affidavit stating the person's address and that the person resides within
32 the district boundaries or proposed district boundaries and swearing that
33 the person is a qualified elector and has not already voted at the
34 election being held.

35 Sec. 2. Requirements for enactment; three-fourths vote

36 Pursuant to article IV, part 1, section 1, Constitution of Arizona,
37 section 16-579, Arizona Revised Statutes, as amended by this act, is
38 effective only on the affirmative vote of at least three-fourths of the
39 members of each house of the legislature.