

REFERENCE TITLE: registration database; federal voters; report

State of Arizona  
Senate  
Fifty-fifth Legislature  
Second Regular Session  
2022

# SB 1012

Introduced by  
Senator Townsend

## AN ACT

REPEALING SECTION 16-138, ARIZONA REVISED STATUTES; AMENDING TITLE 16, CHAPTER 1, ARTICLE 3, ARIZONA REVISED STATUTES, BY ADDING A NEW SECTION 16-138; RELATING TO QUALIFICATION AND REGISTRATION OF ELECTORS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Repeal

3 Section 16-138, Arizona Revised Statutes, is repealed.

4 Sec. 2. Title 16, chapter 1, article 3, Arizona Revised Statutes,  
5 is amended by adding a new section 16-138, to read:

6 16-138. Voter registration database; federal only voters;  
7 analysis; annual report; investigation

8 A. THE SECRETARY OF STATE SHALL PROVIDE ACCESS TO THE STATEWIDE  
9 VOTER REGISTRATION DATABASE TO A PERSON OR ENTITY THAT IS DESIGNATED BY  
10 THE LEGISLATURE AND TO THE ELECTION INTEGRITY UNIT OF THE ATTORNEY  
11 GENERAL'S OFFICE FOR THE PURPOSES OF DETERMINING WHETHER THE SECRETARY OF  
12 STATE'S VOTER REGISTRATION LIST MAINTENANCE PROCEDURES COMPLY WITH FEDERAL  
13 LAW WITH RESPECT TO VOTERS WHO ARE REGISTERED AS VOTERS ELIGIBLE TO VOTE  
14 ONLY FOR FEDERAL OFFICES.

15 B. THE PERSON OR ENTITY THAT IS DESIGNATED BY THE LEGISLATURE MUST  
16 BE QUALIFIED IN MORE THAN ONE STATE TO ANALYZE A STATE'S VOTER  
17 REGISTRATION ROLLS FOR COMPLIANCE WITH FEDERAL LAW REGARDING VOTER  
18 REGISTRATION LIST MAINTENANCE PROCEDURES. AFTER COMPLETING ITS ANALYSIS,  
19 THE PERSON OR ENTITY SHALL REPORT ITS FINDINGS TO THE PRESIDENT OF THE  
20 SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, THE ATTORNEY GENERAL  
21 AND THE SECRETARY OF STATE. IF THE ANALYSIS DETERMINES THAT THERE ARE  
22 PERSONS REGISTERED TO VOTE WHO ARE NOT ELIGIBLE TO REGISTER TO VOTE, THE  
23 SECRETARY OF STATE SHALL NOTIFY THE APPROPRIATE COUNTY RECORDER AND THE  
24 COUNTY RECORDER SHALL REMOVE THOSE PERSONS FROM THE VOTER REGISTRATION  
25 ROLLS.

26 C. EACH COUNTY RECORDER SHALL SUBMIT AN ANNUAL REPORT TO THE  
27 SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE  
28 THAT CONTAINS THE FOLLOWING REGARDING VOTERS WHO ARE ELIGIBLE TO VOTE ONLY  
29 FOR FEDERAL OFFICES:

30 1. A DESCRIPTION OF THE COUNTY RECORDER'S PROCEDURES REGARDING  
31 REGISTERING THOSE VOTERS WHO ARE ELIGIBLE TO VOTE ONLY FOR FEDERAL  
32 OFFICES.

33 2. THE NUMBER OF VOTERS IN THAT COUNTY WHO ARE ELIGIBLE TO VOTE  
34 ONLY FOR FEDERAL OFFICES.

35 3. THE NUMBER OF THOSE VOTERS WHOSE CITIZENSHIP HAS BEEN OTHERWISE  
36 SUBSEQUENTLY VERIFIED AND WHOSE STATUS HAS CHANGED TO VOTERS WHO ARE  
37 ELIGIBLE TO VOTE A FULL BALLOT.

38 4. A COMPREHENSIVE DESCRIPTION OF THE OBSTACLES TO OBTAINING VOTER  
39 REGISTRANTS' DOCUMENTARY PROOF OF CITIZENSHIP THAT COMPLIES WITH THIS  
40 STATE'S VOTER REGISTRATION REQUIREMENTS AND TO CHANGING THEIR STATUS TO  
41 VOTERS WHO ARE ELIGIBLE TO VOTE A FULL BALLOT.

42 5. THE NUMBER OF THOSE VOTERS WHO HAVE BEEN SUBSEQUENTLY DETERMINED  
43 TO BE INELIGIBLE TO VOTE IN THIS STATE AND WHO HAVE BEEN REMOVED FROM THE  
44 VOTER REGISTRATION ROLLS.

45 D. THE ATTORNEY GENERAL AND THE COUNTY ATTORNEY SHALL INVESTIGATE  
46 AND PROSECUTE, AS APPROPRIATE, ANY PERSON WHO IS INELIGIBLE TO REGISTER TO  
47 VOTE AND WHO KNOWINGLY REGISTERS TO VOTE.