

Senate Engrossed

registration database; federal voters; report

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

SENATE BILL 1012

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3 Section 16-138, Arizona Revised Statutes, is repealed.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