

REFERENCE TITLE: election violations; disenfranchisement; new election

State of Arizona  
Senate  
Fifty-sixth Legislature  
First Regular Session  
2023

## **SB 1695**

Introduced by  
Senators Hoffman: Borrelli, Farnsworth, Kern, Rogers, Wadsack;  
Representatives Chaplik, Heap, Jones, McGarr, Parker J

AN ACT

AMENDING SECTION 16-642, 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 16-642, Arizona Revised Statutes, is amended to  
3 read:

4 16-642. Canvass of election; postponements; new election;  
5 forfeiture

6 A. The governing body holding an election shall meet and canvass  
7 the election not less than six days nor more than twenty days following  
8 the election.

9 B. The governing body of a special district as defined in title 48  
10 shall present to the board of supervisors a certified copy of the official  
11 canvass of the election at the next regularly scheduled meeting of the  
12 board of supervisors. For purposes of contesting a special district  
13 election as described in section 16-673, the canvass is not complete until  
14 the presentation to the board of supervisors is made.

15 C. If, at the time of the meeting of the governing body, the  
16 returns from any polling place in the election district where the polls  
17 were opened and an election held are found to be missing, the canvass  
18 shall be postponed from day to day until all the returns are received or  
19 until six postponements have been had.

20 D. FOR THE PRIMARY AND GENERAL ELECTION IN A COUNTY WITH A  
21 POPULATION OF MORE THAN ONE MILLION PERSONS, THE COUNTY BOARD OF  
22 SUPERVISORS, COUNTY RECORDER AND COUNTY OFFICER IN CHARGE OF ELECTIONS MAY  
23 NOT CANVASS THE RESULTS OF AN ELECTION IN WHICH ELECTION LAWS WERE  
24 VIOLATED AND THE VIOLATIONS RESULTED IN THE DISENFRANCHISEMENT OF AT LEAST  
25 ONE PERCENT OF THE ELIGIBLE VOTERS IN THE COUNTY. THE COUNTY BOARD OF  
26 SUPERVISORS, COUNTY RECORDER AND COUNTY OFFICER IN CHARGE OF ELECTIONS  
27 SHALL HOLD A NEW PRIMARY OR GENERAL ELECTION.

28 E. ANY MEMBER OF THE BOARD OF SUPERVISORS WHO VIOLATES SUBSECTION D  
29 OF THIS SECTION SHALL FORFEIT THAT OFFICE.