

REFERENCE TITLE: election procedures; registrations; campaign finance

State of Arizona
House of Representatives
Fifty-sixth Legislature
First Regular Session
2023

HB 2121

Introduced by
Representatives Salman: De Los Santos

AN ACT

AMENDING SECTIONS 16-101 AND 16-112, ARIZONA REVISED STATUTES; AMENDING TITLE 16, CHAPTER 1, ARTICLE 1.1, ARIZONA REVISED STATUTES, BY ADDING SECTIONS 16-113 AND 16-114; AMENDING SECTIONS 16-120 AND 16-121.01, ARIZONA REVISED STATUTES; AMENDING TITLE 16, CHAPTER 1, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 16-129; AMENDING SECTIONS 16-152, 16-166 AND 16-182, ARIZONA REVISED STATUTES; AMENDING TITLE 16, CHAPTER 4, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 16-406.01; AMENDING TITLE 16, CHAPTER 4, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 16-414; AMENDING SECTIONS 16-542, 16-547 AND 16-548, ARIZONA REVISED STATUTES; AMENDING SECTION 16-550, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2022, CHAPTER 271, SECTION 2; REPEALING SECTION 16-550, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2022, CHAPTER 358, SECTION 1; AMENDING TITLE 16, CHAPTER 4, ARTICLE 10, ARIZONA REVISED STATUTES, BY ADDING SECTION 16-602.01; AMENDING SECTIONS 16-901, 16-912, 16-914, 16-917, 16-941, 16-945 AND 16-951, ARIZONA REVISED STATUTES; AMENDING TITLE 16, CHAPTER 6, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 16-951.01; AMENDING SECTIONS 16-953, 16-954, 16-956 AND 16-961, ARIZONA REVISED STATUTES; RELATING TO ELECTIONS AND ELECTORS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 16-101, Arizona Revised Statutes, is amended to
3 read:

4 16-101. Qualifications of registrant; definition

5 A. Every resident of this state is qualified to register to vote if
6 the resident:

7 1. Is a citizen of the United States and has provided satisfactory
8 evidence of citizenship as prescribed in section 16-166.

9 2. Will be eighteen years of age or more on or before the date of
10 the regular general election next following ~~his~~ THE REGISTRANT'S
11 registration.

12 3. Is a resident of this state ~~twenty-nine days next preceding the~~
13 ~~election~~, except as provided in section 16-126.

14 4. Is able to write the resident's name or make the resident's
15 mark, unless prevented from so doing by physical disability.

16 5. Has not been convicted of treason or a felony, unless restored
17 to civil rights.

18 6. Has not been adjudicated an incapacitated person as defined in
19 section 14-5101.

20 B. For the purposes of this title, "resident" means an individual
21 who has actual physical presence in this state, or for THE purposes of a
22 political subdivision actual physical presence in the political
23 subdivision, combined with an intent to remain. A temporary absence does
24 not result in a loss of residence if the individual has an intent to
25 return following ~~his~~ THE INDIVIDUAL'S absence. An individual has only one
26 residence for THE purposes of this title.

27 Sec. 2. Section 16-112, Arizona Revised Statutes, is amended to
28 read:

29 16-112. Driver license voter registration

30 A. Every person who is applying for a driver license or renewal and
31 who is otherwise qualified to register to vote, at the same time and
32 place, shall be allowed to register to vote by providing the information
33 prescribed by section 16-152. The method used to register voters shall
34 require only the minimum information necessary to prevent duplicate
35 registrations, to enable elections officials to determine voter
36 eligibility and to administer voter registration and election laws. A
37 registration form shall be included for a person who is applying for a
38 driver license renewal by mail. On completing a form that contains at
39 least the information prescribed by section 16-121.01 and that may contain
40 the information prescribed by section 16-152 and on receipt of that form
41 by the county recorder from the department of transportation as prescribed
42 by subsection D of this section, the applicant is presumed to be properly
43 registered to vote. That presumption may be rebutted as provided in
44 section 16-121.01.

1 B. The director of the department of transportation and the
2 secretary of state shall consult at least every two years regarding voter
3 registration at driver license offices. The director of the department of
4 transportation and the secretary of state, after consultation with all
5 county recorders, shall adopt rules to implement a system allowing driver
6 license applicants to register to vote at the same time and place as they
7 apply for driver licenses. The rules shall:

8 1. Bring the license application and voter registration application
9 forms into substantial conformity.

10 2. Allow the transfer of driver license applications, including
11 renewal and change of address, and voter registration information from the
12 department of transportation to the voter registration rolls.

13 3. Respect all rules and statutes of this state concerning the
14 confidentiality of driver license application information.

15 4. Provide for the manual or electronic generation and transmittal
16 of voter registrations and provide for electronic generation of changes in
17 voter registration information, including address, in conformity with the
18 confidentiality requirements of the national voter registration act of
19 1993 (P.L. 103-31; 107 Stat. 77; 52 United States Code sections 20501
20 through 20511).

21 C. The department of transportation shall provide to applicants a
22 statement that provides each eligibility requirement for voting, including
23 citizenship, an attestation that the applicant meets each requirement, for
24 the signature of the applicant under penalty of perjury and, in print that
25 is identical to that used in the attestation, the following:

26 1. A description of the penalties provided by law for the
27 submission of a false voter registration application.

28 2. A statement that if an applicant declines to register to vote
29 the fact that the applicant has declined to register will remain
30 confidential and will be used only for voter registration purposes.

31 3. A statement that if an applicant does register to vote the
32 office at which the applicant submits a voter registration application
33 will remain confidential and will be used only for voter registration
34 purposes.

35 D. The department of transportation shall return or mail completed
36 registrations to the county recorder of the county in which the applicant
37 resides within five days after receipt of a completed registration.

38 E. A PERSON WHO REPORTS A CHANGE OF RESIDENTIAL OR MAILING ADDRESS
39 OR CHANGE OF NAME TO THE DEPARTMENT OF TRANSPORTATION AND WHO, AT THE SAME
40 TIME AND PLACE, DOES NOT PROVIDE AT THE TIME OF THE TRANSACTION A DOCUMENT
41 DEMONSTRATING LACK OF UNITED STATES CITIZENSHIP SHALL BE ALLOWED TO
42 REGISTER TO VOTE BY PROVIDING THE INFORMATION PRESCRIBED BY SECTION
43 16-152. THE METHOD USED TO REGISTER TO VOTE SHALL REQUIRE ONLY THE
44 MINIMUM INFORMATION NECESSARY TO PREVENT DUPLICATE REGISTRATION, TO ENABLE

1 ELECTION OFFICIALS TO DETERMINE VOTER ELIGIBILITY AND TO ADMINISTER VOTER
2 REGISTRATION AND ELECTION LAWS.

3 Sec. 3. Title 16, chapter 1, article 1.1, Arizona Revised Statutes,
4 is amended by adding sections 16-113 and 16-114, to read:

5 16-113. Secure automatic electronic voter registration;
6 rules; designated source agencies; opt-out
7 procedure; voter education and publicity; annual
8 report

9 A. FOR EVERY PERSON WHO PROVIDES PROOF OF UNITED STATES CITIZENSHIP
10 PURSUANT TO SECTION 28-3158 OR 28-3165 AND IN COMPLIANCE WITH SECTION
11 16-166, DURING THE COURSE OF APPLYING FOR, RENEWING OR CORRECTING A DRIVER
12 LICENSE OR NONOPERATING IDENTIFICATION LICENSE, UPDATING THE PERSON'S
13 EXISTING RESIDENCE ADDRESS OR NAME ON FILE WITH THE DEPARTMENT OF
14 TRANSPORTATION OR OBTAINING A DUPLICATE, REISSUANCE OR REPLACEMENT OF A
15 DRIVER LICENSE OR NONOPERATING IDENTIFICATION LICENSE, THE DEPARTMENT OF
16 TRANSPORTATION, AT THE SAME TIME AND PLACE, SHALL ELECTRONICALLY COLLECT
17 AND TRANSMIT VOTER REGISTRATION INFORMATION TO THE SECRETARY OF STATE FOR
18 THE PURPOSE OF REGISTERING THE PERSON TO VOTE OR UPDATING AN EXISTING
19 VOTER REGISTRATION RECORD. THIS INFORMATION SHALL INCLUDE AT LEAST THE
20 PERSON'S NAME, RESIDENCE ADDRESS OR LOCATION, DATE OF BIRTH AND SIGNATURE.
21 THE ELECTRONIC METHOD USED FOR COLLECTING AND TRANSMITTING VOTER
22 REGISTRATION INFORMATION SHALL REQUIRE ONLY THE MINIMUM INFORMATION
23 NECESSARY TO PREVENT DUPLICATE REGISTRATIONS, TO ENABLE ELECTIONS
24 OFFICIALS TO DETERMINE VOTER ELIGIBILITY AND TO ADMINISTER VOTER
25 REGISTRATION AND ELECTION LAWS. THE DEPARTMENT OF TRANSPORTATION SHALL
26 ALSO COLLECT AND TRANSMIT ANY CHANGE OF RESIDENCE OR MAILING ADDRESS OR
27 CHANGE OF NAME INFORMATION THE DEPARTMENT RECEIVES AS PART OF A DRIVER
28 LICENSE OR NONOPERATING IDENTIFICATION LICENSE TRANSACTION TO THE
29 SECRETARY OF STATE FOR THE PURPOSE OF UPDATING THE VOTER REGISTRATION OF
30 ALREADY REGISTERED VOTERS. THE SYSTEM DESCRIBED IN THIS SUBSECTION SHALL
31 BE KNOWN AS THE SECURE AUTOMATIC ELECTRONIC VOTER REGISTRATION SYSTEM.
32 INDIVIDUALS WHO WERE NOT INCLUDED IN THE SECURE AUTOMATIC ELECTRONIC VOTER
33 REGISTRATION SYSTEM AND WHO DID NOT PROVIDE AT THE TIME OF THE TRANSACTION
34 A DOCUMENT DEMONSTRATING LACK OF UNITED STATES CITIZENSHIP WILL RECEIVE
35 THE OPPORTUNITIES AND PROCESSES TO REGISTER TO VOTE REQUIRED BY SECTIONS
36 16-112, 16-140 AND 16-141.

37 B. THE SECRETARY OF STATE AND DIRECTOR OF THE DEPARTMENT OF
38 TRANSPORTATION, AFTER CONSULTING WITH ALL COUNTY RECORDERS, SHALL ADOPT
39 RULES TO IMPLEMENT A SECURE AUTOMATIC ELECTRONIC VOTER REGISTRATION SYSTEM
40 THAT COLLECTS AND TRANSMITS VOTER REGISTRATION INFORMATION FOR PERSONS
41 IDENTIFIED IN THIS SECTION TO THE SECRETARY OF STATE. THE RULES SHALL
42 ALLOW THE ELECTRONIC TRANSFER OF DRIVER LICENSE AND NONOPERATING
43 IDENTIFICATION LICENSE APPLICATIONS, INCLUDING RENEWAL AND CHANGE OF
44 ADDRESS, AND VOTER REGISTRATION INFORMATION FROM THE DEPARTMENT OF
45 TRANSPORTATION TO THE VOTER REGISTRATION ROLLS, IN CONFORMITY WITH THE

1 CONFIDENTIALITY REQUIREMENTS OF THE NATIONAL VOTER REGISTRATION ACT OF
2 1993 (P.L. 103-31; 107 STAT. 77; 52 UNITED STATES CODE SECTIONS 20501
3 THROUGH 20511).

4 C. THE SECRETARY OF STATE SHALL EVALUATE IMPLEMENTING A SECURE
5 AUTOMATIC ELECTRONIC VOTER REGISTRATION SYSTEM AT OTHER AGENCIES,
6 INCLUDING, AT A MINIMUM, THE ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM
7 ADMINISTRATION. THE SECRETARY OF STATE MAY DESIGNATE AN AGENCY AS A
8 SOURCE AGENCY IF, AS DETERMINED BY THE SECRETARY OF STATE, THE AGENCY IS
9 ABLE TO COLLECT AND TRANSMIT THE VOTER REGISTRATION INFORMATION LISTED IN
10 SUBSECTION A OF THIS SECTION. THE SECRETARY OF STATE SHALL CONSULT WITH
11 THE HEADS OF OTHER AGENCIES AND ALL COUNTY RECORDERS BEFORE DESIGNATING AN
12 AGENCY AS A SOURCE AGENCY. THIS SECTION DOES NOT ALTER ANY FEDERAL
13 PRIVACY LAWS THAT APPLY TO HEALTH RECORDS.

14 D. A SOURCE AGENCY SHALL ACCEPT TRIBAL IDENTIFICATION NUMBERS AND
15 NONTRADITIONAL RESIDENTIAL ADDRESSES, INCLUDING ADDRESSES THAT CAN BE
16 IDENTIFIED BY MILE MARKERS OR GEOGRAPHIC OR OTHER IDENTIFYING FEATURES. A
17 SOURCE AGENCY SHALL ATTAIN THE CAPABILITY OF COLLECTING AND TRANSMITTING
18 THIS INFORMATION WITHIN THREE MONTHS AFTER BEING DESIGNATED A SOURCE
19 AGENCY.

20 E. A SOURCE AGENCY SHALL ACCEPT DIGITAL OR ELECTRONIC IMAGES OF
21 SIGNATURES OR HAVE THE ABILITY TO CONVERT SIGNATURES INTO ELECTRONIC
22 IMAGES OF SIGNATURES SO THAT THE SIGNATURE CAN BE USED BY A COUNTY
23 RECORDER OR OTHER OFFICER IN CHARGE OF ELECTIONS TO CONDUCT A SIGNATURE
24 MATCH OR OTHER VERIFICATION REQUIRED BY LAW. A SOURCE AGENCY SHALL ATTAIN
25 THE CAPABILITY OF COLLECTING AND TRANSMITTING THIS INFORMATION WITHIN
26 THREE MONTHS AFTER BEING DESIGNATED A SOURCE AGENCY.

27 F. AN AGENCY THAT HAS BEEN DESIGNATED BY THE SECRETARY OF STATE AS A
28 SOURCE AGENCY MAY NOT LOSE ITS STATUS AS A SOURCE AGENCY.

29 G. EACH SOURCE AGENCY SHALL TRANSMIT VOTER REGISTRATION INFORMATION
30 TO THE SECRETARY OF STATE ON THE SAME DAY IT IS RECEIVED BY THE AGENCY.

31 H. IF THE SECRETARY OF STATE RECEIVES VOTER REGISTRATION
32 INFORMATION FROM A SOURCE AGENCY, THE SECRETARY OF STATE SHALL PROMPTLY
33 TRANSMIT THE INFORMATION TO THE APPROPRIATE COUNTY RECORDER. THE
34 SECRETARY OF STATE MAY NOT TRANSMIT INFORMATION FOR ANY INDIVIDUAL WHO IS
35 ENROLLED IN THE ADDRESS CONFIDENTIALITY PROGRAM OR FOR WHOM THE SECRETARY
36 OF STATE HAS INFORMATION INDICATING THAT THE INDIVIDUAL IS DISQUALIFIED
37 FROM REGISTERING TO VOTE, INCLUDING INDIVIDUALS WHO ARE IDENTIFIED
38 PURSUANT TO THE REQUIREMENTS OF THE HELP AMERICA VOTE ACT OF 2002
39 (P.L. 107-252; 116 STAT. 1666; 52 UNITED STATES CODE SECTION 21083), DUE
40 TO A FELONY CONVICTION AND WHOSE CIVIL RIGHTS HAVE NOT BEEN RESTORED. IN
41 ADDITION, FOR ANY CHANGE OF RESIDENCE OR MAILING ADDRESS OR CHANGE OF NAME
42 INFORMATION RECEIVED BY THE SECRETARY OF STATE UNDER THE PROCESS
43 ESTABLISHED BY THIS SECTION FOR WHICH THE PERSON HAS NOT PROVIDED PROOF OF
44 UNITED STATES CITIZENSHIP TO THE SOURCE AGENCY, THE SECRETARY OF STATE
45 SHALL TRANSMIT NOTICE OF THE CHANGE OF NAME OR ADDRESS TO THE APPROPRIATE

1 COUNTY RECORDER ONLY IF THE INFORMATION IS FOR A PERSON WHO IS ALREADY
2 REGISTERED TO VOTE. ON RECEIPT OF VOTER REGISTRATION INFORMATION FROM THE
3 SECRETARY OF STATE, A COUNTY RECORDER SHALL:

4 1. FOR EACH PERSON WHOSE INFORMATION HAS BEEN TRANSMITTED,
5 DETERMINE THAT THE PERSON IS ONE OF THE FOLLOWING:

6 (a) ALREADY REGISTERED AT THE CURRENT ADDRESS AND WITH THE PERSON'S
7 CURRENT NAME.

8 (b) ALREADY REGISTERED AND REQUIRES AN ADDRESS OR NAME UPDATE
9 REGARDLESS OF THE COUNTY IN WHICH THE PERSON IS CURRENTLY REGISTERED.

10 (c) NOT REGISTERED, AND THE INFORMATION RECEIVED INCLUDES AT LEAST
11 THE INFORMATION LISTED IN SECTION 16-121.01, SUBSECTION A. A PERSON AS
12 PRESCRIBED IN THIS SUBDIVISION IS AN ELIGIBLE PERSON.

13 2. FOR EACH ELIGIBLE PERSON PRESCRIBED BY PARAGRAPH 1, SUBDIVISION
14 (c) OF THIS SUBSECTION OR PERSON WITH UPDATED REGISTRATION INFORMATION,
15 ENTER THE NEW REGISTRATION OR UPDATED INFORMATION ON THE REGISTRATION
16 LISTS. PENDING NOTIFICATION OF THE PERSON, THE EFFECTIVE DATE OF THE
17 REGISTRATION OR UPDATE IS THE DATE THE SOURCE AGENCY RECEIVED THE
18 INFORMATION.

19 3. FOR EACH ELIGIBLE PERSON OR PERSON WITH UPDATED REGISTRATION
20 INFORMATION, MAIL TO THE PERSON A NONFORWARDABLE NOTICE THAT THE PERSON'S
21 VOTER REGISTRATION OR REGISTRATION UPDATE IS PENDING AND A POSTAGE PAID
22 PREAMDRESSED RETURN FORM. A NOTICE TO AN ELIGIBLE PERSON MUST INCLUDE AN
23 EXPLANATION OF THE ELIGIBILITY REQUIREMENTS TO REGISTER TO VOTE AND A
24 STATEMENT THAT, IF THE PERSON IS NOT ELIGIBLE, THE PERSON SHOULD DECLINE
25 TO REGISTER USING THE PREAMDRESSED RETURN FORM. THE NOTICE MUST ALSO STATE
26 THE PENALTIES FOR SUBMITTING A FALSE APPLICATION. A NOTICE TO AN ELIGIBLE
27 PERSON MUST ALSO INCLUDE A STATEMENT THAT, IF THE PERSON DECLINES TO
28 REGISTER TO VOTE, THE FACT THAT THE PERSON HAS DECLINED WILL REMAIN
29 CONFIDENTIAL AND WILL BE USED ONLY FOR VOTER REGISTRATION PURPOSES, AND A
30 STATEMENT THAT, IF THE PERSON REGISTERS TO VOTE, THE OFFICE AT WHICH THE
31 PERSON WAS REGISTERED WILL REMAIN CONFIDENTIAL AND WILL BE USED ONLY FOR
32 VOTER REGISTRATION PURPOSES. THE RETURN FORM MUST:

33 (a) PROVIDE A MECHANISM FOR A PERSON TO DECLINE TO BE REGISTERED AS
34 AN ELECTOR OR UPDATE THE PERSON'S REGISTRATION.

35 (b) PROVIDE A MECHANISM FOR A PERSON TO DESIGNATE A POLITICAL
36 PARTY. IF THE REGISTRANT IS ALREADY REGISTERED AND MAKES NO AFFIRMATIVE
37 CHANGE TO PARTY AFFILIATION, THE REGISTRANT'S PARTY AFFILIATION REMAINS
38 UNCHANGED.

39 (c) PROVIDE A MECHANISM FOR A PERSON TO REQUEST TO BE INCLUDED ON
40 THE ACTIVE EARLY VOTING LIST PURSUANT TO SECTION 16-544.

41 (d) PROVIDE INFORMATION TO A PERSON ABOUT THE ADDRESS
42 CONFIDENTIALITY PROGRAM.

43 4. IF THE INFORMATION REQUIRED TO DETERMINE WHETHER A PERSON IS
44 ELIGIBLE TO VOTE OR TO REGISTER THE PERSON TO VOTE IS INCOMPLETE, OR
45 CLARIFICATION IS REQUIRED, MAIL A NONFORWARDABLE NOTICE TO THE PERSON THAT

1 ADDITIONAL INFORMATION IS REQUIRED THAT CLEARLY STATES WHAT IS INCOMPLETE
2 OR WHAT ADDITIONAL INFORMATION IS REQUIRED AND PROVIDES A TELEPHONE NUMBER
3 AND A POSTAGE PAID PREAMDRESSED RETURN FORM THE PERSON MAY USE TO PROVIDE
4 THE REQUIRED MISSING OR ADDITIONAL INFORMATION. IF THE PERSON PROVIDES
5 THE ADDITIONAL INFORMATION BEFORE 7:00 P.M. ON ELECTION DAY AND THE COUNTY
6 RECORDER DETERMINES ELIGIBILITY AS PRESCRIBED IN THIS SECTION, THE COUNTY
7 RECORDER SHALL REGISTER THE PERSON TO VOTE IN ACCORDANCE WITH THIS SECTION
8 AND THE PERSON'S VOTER REGISTRATION SHALL BE EFFECTIVE AS OF THE DATE THE
9 APPLICATION IS SUBMITTED TO THE DEPARTMENT OF TRANSPORTATION OR OTHER
10 SOURCE AGENCY.

11 5. FOR ANY PERSON WHO IS REGISTERED AND ON THE INACTIVE VOTER LIST,
12 CHANGE THE PERSON'S REGISTRATION STATUS FROM INACTIVE TO ACTIVE.

13 I. A COUNTY RECORDER MAY COMBINE THE NOTICES AND MECHANISMS
14 PRESCRIBED IN SUBSECTION H OF THIS SECTION WITH ANY OTHER NOTICE THE
15 COUNTY RECORDER IS REQUIRED TO SEND UNDER THIS TITLE. ANY NOTICE SENT BY
16 THE COUNTY RECORDER SHALL COMPLY WITH THE VOTING RIGHTS ACT OF 1965
17 (P.L. 89-110; 79 STAT. 437; 52 UNITED STATES CODE SECTION 10503). THE
18 SECRETARY OF STATE SHALL ADOPT RULES REGARDING NOTICES AND PROCEDURES
19 UNDER THIS SECTION.

20 J. A COUNTY RECORDER SHALL PROCESS RETURN FORMS SENT PURSUANT TO
21 SUBSECTION H, PARAGRAPH 3 OF THIS SECTION AS FOLLOWS:

22 1. IF A RETURN FORM IS RETURNED AS UNDELIVERABLE WITHIN FOURTEEN
23 DAYS AFTER THE COUNTY RECORDER MAILES THE FORM, THE PERSON'S REGISTRATION
24 STATUS REVERTS TO THE STATUS BEFORE THE PERSON'S INTERACTION WITH THE
25 SOURCE AGENCY.

26 2. IF A RETURN FORM IS RETURNED AS UNDELIVERABLE MORE THAN FOURTEEN
27 DAYS AFTER THE COUNTY RECORDER MAILES THE FORM, THE COUNTY RECORDER SHALL
28 SEND A FOLLOW-UP NOTICE AS REQUIRED BY SECTION 16-166, SUBSECTION A.

29 3. IF A RETURN FORM IS NOT RETURNED WITHIN FOURTEEN DAYS AFTER THE
30 COUNTY RECORDER MAILES THE FORM, THE PERSON IS REGISTERED OR THE PERSON'S
31 REGISTRATION STATUS IS UPDATED AS OF THE DATE THE SOURCE AGENCY RECEIVED
32 THE INFORMATION. THE PERSON SHALL BE MARKED AS NO PARTY PREFERENCE IF NOT
33 PREVIOUSLY REGISTERED, OTHERWISE THE PERSON'S PARTY PREFERENCE REMAINS
34 UNCHANGED.

35 4. IF A RETURN FORM IS RETURNED INDICATING THE PERSON DOES NOT WISH
36 TO BE REGISTERED, DOES NOT WISH TO UPDATE THE PERSON'S REGISTRATION
37 STATUS, WISHES TO DESIGNATE PARTY AFFILIATION OR WISHES TO BE INCLUDED ON
38 THE ACTIVE EARLY VOTING LIST, THE COUNTY RECORDER SHALL MAKE THE INDICATED
39 CHANGE. IN THE CASE OF A PERSON WHO DOES NOT WISH TO UPDATE THE PERSON'S
40 ADDRESS, OTHER COUNTY RECORDERS SHALL MAKE ANY NECESSARY CHANGES TO
41 RESTORE THE PERSON'S PREVIOUS REGISTRATION STATUS.

42 5. FOR THE PERIOD BETWEEN A COUNTY RECORDER'S DETERMINATION ON
43 RECEIVING A PERSON'S INFORMATION AND THE EXPIRATION OF THE FOURTEEN-DAY
44 PERIOD AFTER MAILING A NOTICE UNDER THIS SECTION, ANY PERSON WHO IS MAILED
45 OR SCHEDULED TO BE MAILED A NOTICE IS CONSIDERED A PENDING REGISTRANT.

1 FOR ELECTIONS OCCURRING DURING THE PERIOD THAT A PERSON IS A PENDING
2 REGISTRANT, THE PERSON IS ENTITLED TO CAST A REGULAR BALLOT AND HAVE THAT
3 BALLOT COUNTED IF THE PERSON IS OTHERWISE QUALIFIED TO VOTE IN THAT
4 ELECTION.

5 K. ON OR BEFORE JANUARY 15 OF EACH YEAR, THE DEPARTMENT OF
6 TRANSPORTATION, ANY SOURCE AGENCY AND COUNTY RECORDERS SHALL PROVIDE TO
7 THE SECRETARY OF STATE INFORMATION ON THE OPERATION OF THE SECURE
8 AUTOMATIC ELECTRONIC VOTER REGISTRATION SYSTEM IN THE PRIOR YEAR. ON OR
9 BEFORE JANUARY 31 OF EACH YEAR, THE SECRETARY OF STATE SHALL COMPILE AND
10 PUBLISH THE DATA ON THE SECRETARY OF STATE'S WEBSITE. ANY REPORT PRODUCED
11 UNDER THIS SUBSECTION SHALL EXCLUDE ANY PERSONAL IDENTIFYING INFORMATION.
12 FOR EACH CATEGORY OF INFORMATION, THE REPORT SHALL PROVIDE A BREAKDOWN BY
13 GENDER AND AGE OF THE INDIVIDUALS WHOSE INFORMATION IS INCLUDED, TO THE
14 EXTENT THIS INFORMATION IS AVAILABLE. PROGRAM INFORMATION PROVIDED TO AND
15 ULTIMATELY REPORTED BY THE SECRETARY OF STATE SHALL, AT A MINIMUM, INCLUDE
16 THE FOLLOWING:

17 1. THE NUMBER OF RECORDS TRANSFERRED TO THE SECRETARY OF STATE
18 UNDER THIS SECTION, BY EACH SOURCE AGENCY.

19 2. THE NUMBER OF PERSONS NEWLY ADDED TO THE STATEWIDE VOTER
20 REGISTRATION LIST BECAUSE OF RECORDS TRANSFERRED BY EACH SOURCE AGENCY.

21 3. THE NUMBER OF PERSONS ON THE STATEWIDE VOTER REGISTRATION LIST
22 WHOSE INFORMATION WAS UPDATED.

23 4. THE TOTAL NUMBER OF TRANSACTIONS IN THE SAME PERIOD OF TIME FOR
24 WHICH RECORDS WERE COLLECTED, THE DATES THE RECORDS WERE COLLECTED AND A
25 FULL ACCOUNTING OF RECORDS, INCLUDING RECORDS THAT WERE NOT TRANSFERRED TO
26 A COUNTY RECORDER.

27 5. THE NUMBER OF PERSONS WHO OPTED OUT OF VOTER REGISTRATION OR OF
28 UPDATING REGISTRATION INFORMATION, BY EACH SOURCE AGENCY.

29 6. INFORMATION ON IMPLEMENTATION OF AUDITS, SECURITY AND PRIVACY
30 PROTOCOLS, BY EACH SOURCE AGENCY.

31 L. THE SECRETARY OF STATE, THE DEPARTMENT OF TRANSPORTATION AND ANY
32 SOURCE AGENCY SHALL PROVIDE INFORMATION ON EACH ENTITY'S WEBSITE INFORMING
33 THE PUBLIC ABOUT THE REGISTRATION PROCEDURES DESCRIBED IN THIS SECTION.
34 THE SECRETARY OF STATE, THE DEPARTMENT OF TRANSPORTATION AND ANY SOURCE
35 AGENCY SHALL DISPLAY SIGNAGE OR PROVIDE LITERATURE FOR THE PUBLIC
36 CONTAINING INFORMATION ABOUT THE REGISTRATION PROCEDURES DESCRIBED IN THIS
37 SECTION. ANY INFORMATION PUBLISHED PURSUANT TO THIS SUBSECTION, INCLUDING
38 ANY EDUCATION AND OUTREACH CAMPAIGN INFORMING VOTERS ABOUT THE SECURE
39 AUTOMATIC ELECTRONIC VOTER REGISTRATION SYSTEM CONDUCTED BY THE SECRETARY
40 OF STATE, THE DEPARTMENT OF TRANSPORTATION AND ANY SOURCE AGENCY, SHALL
41 PROVIDE MATERIALS CREATED FOR THE EDUCATION AND OUTREACH CAMPAIGN IN
42 LANGUAGES OTHER THAN ENGLISH AS REQUIRED BY THE VOTING RIGHTS ACT OF 1965
43 (P.L. 89-110; 79 STAT. 437; 52 UNITED STATES CODE SECTION 10503).

1 M. IF THE DEPARTMENT OF TRANSPORTATION OR A SOURCE AGENCY RECEIVES
2 A PAPER VOTER REGISTRATION FORM, THE AGENCY SHALL RETURN OR MAIL COMPLETED
3 REGISTRATIONS TO THE COUNTY RECORDER OF THE COUNTY IN WHICH THE APPLICANT
4 RESIDES WITHIN FIVE DAYS AFTER RECEIVING THE COMPLETED REGISTRATION FORM.

5 N. ANY STATE AGENCY SHALL, AND COUNTY RECORDERS AND OTHER OFFICERS
6 IN CHARGE OF ELECTIONS MAY, REQUEST MONIES FROM THE CITIZENS CLEAN
7 ELECTIONS COMMISSION TO OFFSET THE COSTS OF IMPLEMENTING THE SECURE
8 AUTOMATIC ELECTRONIC VOTER REGISTRATION SYSTEM OR OTHER REQUIREMENTS OF
9 THIS SECTION.

10 16-114. Proof of citizenship for online voter registration
11 systems

12 BEGINNING NOT LATER THAN DECEMBER 31, 2024, ANY AGENCY THAT ALLOWS A
13 PERSON TO AFFIRMATIVELY REGISTER TO VOTE OR TO UPDATE THE PERSON'S
14 REGISTRATION THROUGH THE INTERNET MUST ALLOW THE PERSON TO COMPLETE THE
15 REGISTRATION WITHOUT A DRIVER LICENSE OR NONOPERATING IDENTIFICATION
16 LICENSE AND WITH ANY PROOF OF CITIZENSHIP THAT IS VALID UNDER THIS STATE'S
17 LAWS. THE AGENCY SHALL ACCEPT NONTRADITIONAL RESIDENTIAL ADDRESSES,
18 INCLUDING ADDRESSES THAT CAN BE IDENTIFIED BY MILE MARKERS, GEOGRAPHIC
19 FEATURES OR OTHER IDENTIFYING FEATURES.

20 Sec. 4. Section 16-120, Arizona Revised Statutes, is amended to
21 read:

22 16-120. Eligibility to vote

23 ~~A.~~ An elector shall not vote in an election called pursuant to the
24 laws of this state unless the elector ~~has been registered to vote as a~~
25 ~~resident within the boundaries or the proposed boundaries of the election~~
26 ~~district for which the election is being conducted and the registration~~
27 ~~has been received by the county recorder or the recorder's designee~~
28 ~~pursuant to section 16-134 before midnight of the twenty-ninth day~~
29 ~~preceding the date of the election~~ IS REGISTERED TO VOTE AND RESIDES
30 WITHIN THIS STATE AND THE BOUNDARIES OR PROPOSED BOUNDARIES OF THE
31 ELECTION DISTRICT FOR WHICH THE ELECTION IS BEING CONDUCTED.

32 ~~B. If the twenty-ninth day preceding the date of the election falls~~
33 ~~on a Saturday, Sunday or other legal holiday, voter registrations that are~~
34 ~~received on the next business day immediately following the Saturday,~~
35 ~~Sunday or other legal holiday are deemed to have been timely received for~~
36 ~~purposes of voting in that election.~~

37 Sec. 5. Section 16-121.01, Arizona Revised Statutes, is amended to
38 read:

39 16-121.01. Requirements for proper registration; violation;
40 classification

41 A. A person is presumed to be properly registered to vote on
42 completion of a registration form as prescribed by section 16-152 that
43 contains at least the name, the residence address or the location, proof
44 of location of residence as prescribed by section 16-123, the date and
45 place of birth and the signature or other statement of the registrant as

1 prescribed by section 16-152, subsection A, paragraph 20 and a checkmark
2 or other appropriate mark in the "yes" box next to the question regarding
3 citizenship. Any application for registration, including an application
4 on a form prescribed by the United States election assistance commission,
5 must contain a checkmark or other appropriate mark in the "yes" box next
6 to the question regarding citizenship as a condition of being properly
7 registered to vote as either a voter who is eligible to vote a full ballot
8 or a voter who is eligible to vote only with a ballot for federal
9 offices. The completed registration form must also contain the person's
10 Arizona driver license number, the nonoperating identification license
11 number issued pursuant to section 28-3165, the last four digits of the
12 person's social security number or the person's affirmation that if an
13 Arizona driver license number, a nonoperating identification license
14 number or the last four digits of the person's social security number is
15 not provided, the person does not possess a valid Arizona driver or A
16 nonoperating identification license or a social security number and the
17 person is hereby requesting that a unique identifying number be assigned
18 by the secretary of state pursuant to section 16-152, subsection A,
19 paragraph 12, subdivision (c). Any application that does not include all
20 of the information required to be on the registration form pursuant to
21 section 16-152 and any application that is not signed is incomplete, and
22 the county recorder shall notify the applicant pursuant to section 16-134,
23 subsection B and shall not register the voter until all of the information
24 is returned.

25 B. The presumption in subsection A of this section may be rebutted
26 only by clear and convincing evidence of any of the following:

27 1. That the registrant is not the person whose name appears on the
28 register.

29 2. That the registrant ~~has IS not resided in this state for~~
30 ~~twenty-nine days next preceding the election or other event for which the~~
31 ~~registrant's status as properly registered is in question~~ A RESIDENT OF
32 THIS STATE.

33 3. That the registrant is not properly registered at an address
34 permitted by section 16-121.

35 4. That the registrant is not a qualified registrant under section
36 16-101.

37 5. THAT THE PERSON DECLINED TO BE REGISTERED UNDER SECTION 16-113.

38 C. Except for a form produced by the United States election
39 assistance commission, any application for registration shall be
40 accompanied by satisfactory evidence of citizenship as prescribed in
41 section 16-166, subsection F, and the county recorder or other officer in
42 charge of elections shall reject any application for registration that is
43 not accompanied by satisfactory evidence of citizenship. A county
44 recorder or other officer in charge of elections who knowingly fails to
45 reject an application for registration as prescribed by this subsection is

1 guilty of a class 6 felony. The county recorder or other officer in
2 charge of elections shall send a notice to the applicant as prescribed in
3 section 16-134, subsection B.

4 D. Within ten days after receiving an application for registration
5 on a form produced by the United States election assistance commission
6 that is not accompanied by satisfactory evidence of citizenship, the
7 county recorder or other officer in charge of elections shall use all
8 available resources to verify the citizenship status of the applicant and
9 at a minimum shall compare the information available on the application
10 for registration with the following, provided the county has access:

11 1. The department of transportation databases of Arizona driver
12 licenses or nonoperating identification licenses.

13 2. The social security administration databases.

14 3. The United States citizenship and immigration services
15 systematic alien verification for entitlements program, if practicable.

16 4. A national association for public health statistics and
17 information systems electronic verification of vital events system.

18 5. Any other state, city, town, county or federal database and any
19 other database relating to voter registration to which the county recorder
20 or officer in charge of elections has access, including an electronic
21 registration information center database.

22 E. After complying with subsection D of this section, if the county
23 recorder or other officer in charge of elections matches the applicant
24 with information that verifies the applicant is a United States citizen,
25 is otherwise qualified as prescribed by section 16-101 and has met the
26 other requirements of this section, the applicant shall be properly
27 registered. If the county recorder or other officer in charge of
28 elections matches the applicant with information that the applicant is not
29 a United States citizen, the county recorder or other officer in charge of
30 elections shall reject the application, notify the applicant that the
31 application was rejected because the applicant is not a United States
32 citizen and forward the application to the county attorney and attorney
33 general for investigation. If the county recorder or other officer in
34 charge of elections is unable to match the applicant with appropriate
35 citizenship information, the county recorder or other officer in charge of
36 elections shall notify the applicant that the county recorder or other
37 officer in charge of elections could not verify that the applicant is a
38 United States citizen and that the applicant will not be qualified to vote
39 in a presidential election or by mail with an early ballot in any election
40 until satisfactory evidence of citizenship is provided.

41 F. The county recorder or other officer in charge of elections
42 shall record the efforts made to verify an applicant's citizenship status
43 as prescribed in subsections D and E of this section. If the county
44 recorder or other officer in charge of elections fails to attempt to
45 verify the citizenship status of an applicant pursuant to subsections D

1 and E of this section and the county recorder or other officer in charge
2 of elections knowingly causes the applicant to be registered and it is
3 later determined that the applicant was not a United States citizen at the
4 time of registration, the county recorder or other officer in charge of
5 elections is guilty of a class 6 felony.

6 G. THE PRESUMPTION OF PROPER REGISTRATION AS PRESCRIBED IN
7 SUBSECTION A OF THIS SECTION ATTACHES TO PERSONS WHO ARE REGISTERED TO
8 VOTE THROUGH THE SECURE AUTOMATIC ELECTRONIC VOTER REGISTRATION SYSTEM
9 PRESCRIBED IN SECTION 16-113. THIS PRESUMPTION MAY BE REBUTTED ONLY BY
10 CLEAR AND CONVINCING EVIDENCE AS PRESCRIBED IN SUBSECTION B OF THIS
11 SECTION.

12 Sec. 6. Title 16, chapter 1, article 2, Arizona Revised Statutes,
13 is amended by adding section 16-129, to read:

14 16-129. Election day: same day registration

15 A. BEGINNING NOT LATER THAN THE 2024 PRIMARY ELECTION AND FOR EACH
16 ELECTION THEREAFTER, EACH COUNTY RECORDER SHALL DESIGNATE AT LEAST ONE
17 ELECTION OFFICIAL AT EACH POLLING PLACE, VOTING CENTER OR EARLY VOTING
18 LOCATION IN THE COUNTY TO SERVE AS A REGISTRATION CLERK WHOSE DUTIES
19 INCLUDE FACILITATING AND ENABLING ELIGIBLE PERSONS TO REGISTER TO VOTE
20 ON-SITE ON ELECTION DAY OR DURING EARLY VOTING. A REGISTRATION CLERK MUST
21 BE PRESENT FOR ALL HOURS DURING WHICH A POLLING PLACE, VOTING CENTER OR
22 EARLY VOTING LOCATION IS OPEN. THIS REQUIREMENT MAY BE SATISFIED BY
23 DESIGNATING ONE OR MORE ELECTION BOARD MEMBERS AS REGISTRATION CLERKS, IF
24 THERE ARE SUFFICIENT ELECTION BOARD MEMBERS TO ALLOW ELECTORS TO REGISTER
25 AND TO VOTE IN A TIMELY MANNER.

26 B. ELIGIBLE PERSONS REGISTERING UNDER THIS SECTION MAY PROVE
27 RESIDENCY AS REQUIRED BY SECTION 16-120 BY PRESENTING ANY ONE DOCUMENT
28 LISTED IN SECTION 16-579, SUBSECTION A THAT SHOWS THE NAME AND CURRENT
29 ADDRESS OF THE VOTER, A GOVERNMENT CHECK, PAYCHECK OR OTHER GOVERNMENT
30 DOCUMENT THAT SHOWS THE NAME AND CURRENT ADDRESS OF THE VOTER OR A STUDENT
31 IDENTIFICATION CARD FOR AN EDUCATIONAL INSTITUTION IN THIS STATE.

32 C. AFTER CONSULTING WITH ALL COUNTY RECORDERS, THE SECRETARY OF
33 STATE SHALL ESTABLISH IN THE INSTRUCTIONS AND PROCEDURES MANUAL ADOPTED
34 PURSUANT TO SECTION 16-452 A VERIFICATION PROCESS FOR VOTERS WHO REGISTER
35 ON OR IN CLOSE PROXIMITY TO ELECTION DAY TO ENSURE THAT QUICK AND
36 EFFICIENT ELIGIBILITY VERIFICATION CAN BE ACCOMPLISHED BY THE ON-SITE
37 REGISTRATION CLERKS ON ELECTION DAY OR DURING EARLY VOTING OR BY THE
38 COUNTY RECORDER.

39 D. AN ELIGIBLE PERSON WHO REGISTERS ON OR IN CLOSE PROXIMITY TO
40 ELECTION DAY SUCH THAT THE REGISTRATION INFORMATION HAS NOT YET BEEN
41 VERIFIED SHALL BE ALLOWED TO VOTE A BALLOT THAT SHALL BE COUNTED AS VALID
42 IN THAT ELECTION IF THE COUNTY RECORDER DOES NOT DETERMINE THAT THE PERSON
43 WAS NOT QUALIFIED TO REGISTER AND VOTE AS PRESCRIBED IN SECTIONS 16-101
44 AND 16-120. THESE DETERMINATIONS SHALL BE MADE WITHIN THE PERIODS
45 PRESCRIBED BY SECTION 16-135, SUBSECTION D FOR PROCESSING OF PROVISIONAL

1 BALLOTS. IF THE REGISTRATION REQUIRES A CORRECTION OR CHANGE TO BE
2 COMPLETE, THE CORRECTION OR CHANGE MUST BE ENABLED IN A MANNER PRESCRIBED
3 BY THE SECRETARY OF STATE IN THE INSTRUCTIONS AND PROCEDURES MANUAL
4 ADOPTED PURSUANT TO SECTION 16-452. THE CORRECTION OR CHANGE SHALL DATE
5 BACK TO THE DAY OF INITIAL REGISTRATION, AND THE ELECTOR'S BALLOT SHALL BE
6 COUNTED AS VALID IF ALL LEGAL REQUIREMENTS HAVE BEEN MET.

7 E. THIS SECTION ALLOWS A VOTER WITH NO PARTY PREFERENCE WHO APPEARS
8 AT THE PRESIDENTIAL PREFERENCE ELECTION TO CHANGE THE VOTER'S PARTY
9 PREFERENCE AND CAST A BALLOT. THE BALLOT SHALL BE COUNTED IF THE COUNTY
10 RECORDER DETERMINES THAT THE VOTER IS OTHERWISE QUALIFIED TO VOTE IN THE
11 PRESIDENTIAL PREFERENCE ELECTION.

12 F. THIS SECTION SHALL BE LIBERALLY CONSTRUED TO ENABLE QUALIFIED
13 PERSONS TO REGISTER TO VOTE, CAST A BALLOT AND HAVE THAT BALLOT COUNTED.
14 THIS SECTION MAY NOT BE DEFINED MORE NARROWLY AND THE REGISTRATION PROCESS
15 MAY NOT BE MORE BURDENSOME THAN FOR A REGISTRANT WHO REGISTERS TO VOTE BY
16 MEANS OTHER THAN ON ELECTION DAY OR IN CLOSE PROXIMITY TO AN ELECTION.

17 Sec. 7. Subject to the requirements of article IV, part 1,
18 section 1, Constitution of Arizona, section 16-152, Arizona Revised
19 Statutes, is amended to read:

20 16-152. Registration form

21 A. The form used for the registration of electors shall contain:

22 1. The date the registrant signed the form.

23 2. The registrant's given name, middle name, if any, and surname.

24 3. The complete address of the registrant's actual place of
25 residence, including street name and number, apartment or space number,
26 city or town and zip code, or such description of the location of the
27 residence that it can be readily ascertained or identified.

28 4. The registrant's complete mailing address, if different from the
29 residence address, including post office address, city or town, zip code
30 or other designation used by the registrant for receiving mail. The form
31 shall also include a line for the registrant's e-mail address (optional to
32 registrant).

33 5. The registrant's party preference. The two largest political
34 parties that are entitled to continued representation on the ballot shall
35 be listed on the form in the order determined by calculating which party
36 has the highest number of registered voters at the close of registration
37 for the most recent general election for governor, then the second
38 highest. The form shall allow the registrant to circle, check or
39 otherwise mark the party preference and shall include a blank line for
40 other party preference options.

41 6. The registrant's telephone number, unless unlisted.

42 7. The registrant's state or country of birth.

43 8. The registrant's date of birth.

44 9. The registrant's occupation.

45 10. The registrant's Indian census number (optional to registrant).

1 11. The registrant's father's name or mother's maiden name.

2 12. One of the following identifiers for each registrant:

3 (a) The Arizona driver license number of the registrant or
4 nonoperating identification license number of the registrant that is
5 issued pursuant to section 28-3165.

6 (b) If the registrant does not have an Arizona driver license or
7 nonoperating identification license, the last four digits of the
8 registrant's social security number.

9 (c) If the registrant does not have an Arizona driver license or
10 nonoperating identification license or a social security number and the
11 registrant attests to that, a unique identifying number consisting of the
12 registrant's unique identification number to be assigned by the secretary
13 of state in the statewide electronic voter registration database.

14 13. A statement as to whether or not the registrant is currently
15 registered in another state, county or precinct, and if so, the name,
16 address, county and state of previous registration.

17 14. The question to the registrant "Are you a citizen of the United
18 States of America?", appropriate boxes for the registrant to check "yes"
19 or "no" and a statement instructing the registrant not to complete the
20 form if the registrant checked "no".

21 15. The question to the registrant "Will you be eighteen years of
22 age on or before election day?", appropriate boxes for the registrant to
23 check "yes" or "no" and a statement instructing the registrant not to
24 complete the form if the registrant checked "no".

25 16. A statement that the registrant has not been convicted of
26 treason or a felony, or if so, that the registrant's civil rights have
27 been restored.

28 17. A statement that the registrant is a resident of this state and
29 of the county in which the registrant is registering.

30 18. A statement that executing a false registration is a class 6
31 felony.

32 19. The signature of the registrant.

33 20. If the registrant is unable to sign the form, a statement that
34 the affidavit was completed according to the registrant's direction.

35 21. A statement that if an applicant declines to register to vote,
36 the fact that the applicant has declined to register will remain
37 confidential and will be used only for voter registration purposes.

38 22. A statement that if an applicant does register to vote, the
39 office at which the applicant submits a voter registration application
40 will remain confidential and will be used only for voter registration
41 purposes.

42 23. A statement that the applicant shall submit evidence of United
43 States citizenship with the application **IN ORDER TO BE ELIGIBLE TO VOTE A**
44 **FULL BALLOT** and that ~~the registrar shall reject the application~~ if no
45 evidence of citizenship is **attached PROVIDED, THE APPLICANT WILL BE**

1 ELIGIBLE TO BE REGISTERED FOR ONLY A BALLOT FOR AN ELECTION FOR FEDERAL
2 OFFICE.

3 24. A statement that if the registrant permanently moves to another
4 state after registering to vote in this state, the registrant's voter
5 registration will be canceled.

6 B. A duplicate voter receipt shall be provided with the form that
7 provides space for the name, street address and city of residence of the
8 applicant, party preference and the date of signing. The voter receipt is
9 evidence of valid registration for the purpose of casting a provisional
10 ballot as prescribed in section 16-584, subsection B.

11 C. The state voter registration form shall be printed in a form
12 prescribed by the secretary of state.

13 D. The county recorder may establish procedures to verify whether a
14 registrant has successfully petitioned the court for an injunction against
15 harassment pursuant to section 12-1809 or an order of protection pursuant
16 to section 13-3602 and, if verified, to protect the registrant's residence
17 address, telephone number or voting precinct number, if appropriate, from
18 public disclosure.

19 E. Subsection A of this section does not apply to registrations
20 received from the department of transportation pursuant to section 16-112.
21 **SUBSECTIONS A AND B OF THIS SECTION DO NOT APPLY TO REGISTRATIONS RECEIVED**
22 **FROM THE DEPARTMENT OF TRANSPORTATION OR OTHER SOURCE AGENCIES PURSUANT TO**
23 **SECTION 16-113.**

24 Sec. 8. Subject to the requirements of article IV, part 1,
25 section 1, Constitution of Arizona, section 16-166, Arizona Revised
26 Statutes, is amended to read:

27 **16-166. Verification of registration**

28 A. Except for the mailing of sample ballots, a county recorder who
29 mails an item to any elector shall send the mailing by nonforwardable
30 first class mail marked with the statement required by the postmaster to
31 receive an address correction notification. If the item is returned
32 undelivered, the county recorder shall send a follow-up notice to that
33 elector within three weeks of receipt of the returned notice. The county
34 recorder shall send the follow-up notice to the address that appears in
35 the general county register or to the forwarding address provided by the
36 United States postal service. The follow-up notice shall include an
37 appropriate internet address for revising voter registration information
38 or a registration form and the information prescribed by section 16-131,
39 subsection C and shall state that if the elector does not complete and
40 return a new registration form with current information to the county
41 recorder or make changes to the elector's voter registration information
42 that is maintained online within thirty-five days, the elector's
43 registration status shall be changed from active to inactive.

1 B. If the elector provides the county recorder with a new
 2 registration form or otherwise revises the elector's information, the
 3 county recorder shall change the general register to reflect the changes
 4 indicated on the new registration. If the elector indicates a new
 5 residence address outside that county, the county recorder shall forward
 6 the voter registration form or revised information to the county recorder
 7 of the county in which the elector's address is located. If the elector
 8 provides a new residence address that is located outside this state, the
 9 county recorder shall cancel the elector's registration.

10 C. The county recorder shall maintain on the inactive voter list
 11 the names of electors who have been removed from the general register
 12 pursuant to subsection A ~~or E~~ of this section for a period of four years
 13 or through the date of the second general election for federal office
 14 following the date of the notice from the county recorder that is sent
 15 pursuant to subsection E of this section.

16 D. On notice that a government agency has changed the name of any
 17 street, route number, post office box number or other address designation,
 18 the county recorder shall revise the registration records and shall send a
 19 new verification of registration notice to the electors whose records were
 20 changed.

21 E. The county recorder on or before May 1 of each year preceding a
 22 state primary and general election or more frequently as the recorder
 23 deems necessary may use the change of address information supplied by the
 24 postal service through its licensees and the information provided by an
 25 electronic voter registration information center to identify registrants
 26 whose addresses may have changed. If it appears from information provided
 27 by the postal service or an electronic voter registration information
 28 center that a registrant has moved to a different residence address, the
 29 county recorder shall send the registrant a notice of the change by
 30 forwardable mail and a postage prepaid preaddressed return form or an
 31 appropriate internet address for revising voter registration information
 32 by which the registrant may verify or correct the registration
 33 information. ~~If the registrant fails to revise the information or return~~
 34 ~~the form postmarked not later than thirty-five days after the mailing of~~
 35 ~~the notice, the elector's registration status shall be changed from active~~
 36 ~~to inactive. If the notice sent by the recorder is not returned, the~~
 37 ~~registrant may be required to provide affirmation or confirmation of the~~
 38 ~~registrant's address in order to vote. If the registrant does not vote in~~
 39 ~~an election during the period after the date of the notice from the~~
 40 ~~recorder through the date of the second general election for federal~~
 41 ~~office following the date of that notice, the registrant's name shall be~~
 42 ~~removed from the list of inactive voters.~~ If the registrant has changed
 43 residence to a new county, the county recorder shall provide information
 44 on how the registrant can continue to be eligible to vote.

1 F. The county recorder shall reject any application for
2 registration that is not accompanied by satisfactory evidence of United
3 States citizenship. Satisfactory evidence of citizenship shall include
4 any of the following:

5 1. The number of the applicant's driver license or nonoperating
6 identification license issued after October 1, 1996 by the department of
7 transportation or the equivalent governmental agency of another state
8 within the United States if the agency indicates on the applicant's driver
9 license or nonoperating identification license that the person has
10 provided satisfactory proof of United States citizenship.

11 2. A legible photocopy of the applicant's birth certificate that
12 verifies citizenship to the satisfaction of the county recorder.

13 3. A legible photocopy of pertinent pages of the applicant's United
14 States passport identifying the applicant and the applicant's passport
15 number or presentation to the county recorder of the applicant's United
16 States passport.

17 4. A presentation to the county recorder of the applicant's United
18 States naturalization documents or the number of the certificate of
19 naturalization. If only the number of the certificate of naturalization
20 is provided, the applicant shall not be included in the registration rolls
21 until the number of the certificate of naturalization is verified with the
22 United States ~~immigration and naturalization service~~ CITIZENSHIP AND
23 IMMIGRATION SERVICES by the county recorder.

24 5. Other documents or methods of proof that are established
25 pursuant to the immigration reform and control act of 1986.

26 6. The applicant's bureau of Indian affairs card number, tribal
27 treaty card number or tribal enrollment number.

28 7. AN OFFICIAL NOTIFICATION FROM ANY GOVERNMENT AGENCY IN THIS
29 STATE THAT THE GOVERNMENT AGENCY HAS RECEIVED SATISFACTORY EVIDENCE OF
30 CITIZENSHIP FOR THE VOTER REGISTRATION APPLICANT.

31 G. Notwithstanding subsection F of this section, any person who is
32 registered in this state on ~~the effective date of this amendment to this~~
33 ~~section~~ DECEMBER 8, 2004 is deemed to have provided satisfactory evidence
34 of citizenship and shall not be required to resubmit evidence of
35 citizenship ~~unless the person is changing voter registration from one~~
36 ~~county to another.~~

37 H. For the purposes of this section, proof of voter registration
38 from another state ~~or county~~ is not satisfactory evidence of citizenship.

39 I. A person who modifies voter registration records with a new
40 residence ballot shall not be required to submit evidence of citizenship.
41 After citizenship has been demonstrated to the county recorder, the person
42 is not required to resubmit satisfactory evidence of citizenship in that
43 county.

1 J. After a person has submitted satisfactory evidence of
2 citizenship, the county recorder shall indicate this information in the
3 person's permanent voter file. After two years the county recorder may
4 destroy all documents that were submitted as evidence of citizenship.

5 Sec. 9. Section 16-182, Arizona Revised Statutes, is amended to
6 read:

7 16-182. False registration; violation; classification;
8 cancellation of registration

9 A. A person who knowingly ~~causes, procures or allows himself to be~~
10 ~~registered~~ REGISTERS as an elector of any county, city, town, district or
11 precinct, knowing that ~~he~~ THE PERSON is not entitled to such registration,
12 or a person who knowingly causes or procures another person to be
13 registered as an elector of any county, city, town, district or precinct,
14 knowing that such other person is not entitled to such registration, or an
15 officer who knowingly enters the name of any person not entitled to
16 registration ~~upon~~ ON the register or roll of electors, is guilty of a
17 class 6 felony. FAILURE TO RETURN THE RETURN FORM PRESCRIBED UNDER
18 SECTION 16-113 DOES NOT CONSTITUTE KNOWINGLY REGISTERING AS AN ELECTOR.

19 B. If on the trial of a person charged with an offense under this
20 section, it appears that the accused is registered as an elector of any
21 county, city, town or precinct, without being qualified for such
22 registration, the court shall order ~~his~~ THE ACCUSED'S registration
23 canceled.

24 C. UNLESS A PERSON WHO IS INELIGIBLE TO REGISTER TO VOTE
25 INTENTIONALLY TAKES ACTION TO REGISTER TO VOTE KNOWING THAT THE PERSON IS
26 NOT ELIGIBLE TO REGISTER, THE TRANSFER OF THE PERSON'S ELECTRONIC RECORD
27 UNDER SECTION 16-113 DOES NOT CONSTITUTE THE COMPLETION OF A VOTER
28 REGISTRATION FORM BY THAT PERSON AND THAT PERSON SHALL NOT BE CONSIDERED
29 TO HAVE REGISTERED TO VOTE. NOTWITHSTANDING SECTION 16-1016, IF SUCH A
30 PERSON VOTES OR ATTEMPTS TO VOTE AFTER THE EFFECTIVE DATE OF THAT PERSON'S
31 REGISTRATION, THAT PERSON IS NOT GUILTY OF ANY CRIME UNLESS THAT PERSON
32 VOTES OR ATTEMPTS TO VOTE KNOWING THAT THE PERSON IS NOT ELIGIBLE TO DO
33 SO. IF SUCH A REGISTRATION IS PROCESSED BY THIS STATE, THE REGISTRATION
34 IS PRESUMED TO HAVE BEEN OFFICIALLY AUTHORIZED BY THIS STATE AND THE
35 PERSON IS NOT SUBJECT TO ANY PENALTY.

36 Sec. 10. Title 16, chapter 4, article 1, Arizona Revised Statutes,
37 is amended by adding section 16-406.01, to read:

38 16-406.01. Right to vote secret ballot

39 EVERY CITIZEN OF THE UNITED STATES WHO IS A QUALIFIED ELECTOR IN
40 THIS STATE SHALL HAVE THE RIGHT, AFTER REGISTERING TO VOTE, TO VOTE A
41 SECRET BALLOT IN ALL ELECTIONS CALLED PURSUANT TO THE LAWS OF THIS STATE
42 FOR WHICH THE CITIZEN IS ELIGIBLE TO VOTE.

1 Sec. 11. Title 16, chapter 4, article 2, Arizona Revised Statutes,
2 is amended by adding section 16-414, to read:

3 16-414. Polling places on Indian lands; minimum required;
4 notice and comment; interactive processes with
5 Indian tribes; procedure; private right of action;
6 definitions

7 A. WHEN DETERMINING PRECINCT BOUNDARIES, POLLING PLACES AND VOTING
8 CENTER LOCATIONS, EARLY VOTING LOCATIONS AND HOURS OF OPERATION, THE BOARD
9 OF SUPERVISORS OR OFFICER IN CHARGE OF ELECTIONS OF EACH COUNTY SHALL
10 PROVIDE NOTICE TO THE INDIAN TRIBES WITHIN THE COUNTY, PROVIDE AN
11 OPPORTUNITY FOR COMMENT FROM THE INDIAN TRIBES WITHIN THE COUNTY AND
12 COOPERATE AND COORDINATE ALL ASPECTS OF THE DETERMINATIONS WITH AGENTS AND
13 REPRESENTATIVES OF THE INDIAN TRIBES WITHIN THE COUNTY. THE NOTICE,
14 COMMENT AND INTERACTIVE PROCESSES ARE SUBJECT TO OPEN MEETING AND PUBLIC
15 RECORDS REQUIREMENTS. THE BOARD OF SUPERVISORS OR OFFICER IN CHARGE OF
16 ELECTIONS OF EACH COUNTY SHALL PLACE AT LEAST ONE PRECINCT AND AT LEAST
17 ONE POLLING PLACE, EARLY VOTING LOCATION OR VOTING CENTER ON THE INDIAN
18 LANDS OF EACH INDIAN TRIBE WITHIN THE COUNTY AT A LOCATION SELECTED BY THE
19 INDIAN TRIBE, UNLESS THE TRIBE CERTIFIES TO THE COUNTY THAT IT HAS NO
20 MEMBERS RESIDING IN THE COUNTY.

21 B. THIS SECTION DOES NOT DENY THE RIGHT OF ELDERLY PERSONS OR
22 PERSONS WITH DISABILITIES TO CAST A BALLOT IN AN ACCESSIBLE MANNER. THE
23 BOARD OF SUPERVISORS OR OFFICER IN CHARGE OF ELECTIONS, TO THE EXTENT
24 POSSIBLE, SHALL ENSURE ACCESSIBILITY OF THE LOCATIONS CHOSEN ON EITHER A
25 PERMANENT OR TEMPORARY BASIS. IF CHOSEN LOCATIONS CANNOT BE MADE
26 ACCESSIBLE ON AT LEAST A TEMPORARY BASIS, THE BOARD OF SUPERVISORS OR
27 OFFICER IN CHARGE OF ELECTIONS SHALL PROVIDE ALTERNATIVE VOTING PROCEDURES
28 PURSUANT TO SECTION 16-581.

29 C. ANY INDIAN TRIBE, MEMBER OF A TRIBE, INTERESTED PARTY OR
30 QUALIFIED ELECTOR MAY FILE A CIVIL ACTION IN SUPERIOR COURT CHALLENGING
31 THE LEGAL SUFFICIENCY OF THE DETERMINATIONS MADE, PROCESS OR PROCEDURES
32 PURSUANT TO THIS SECTION OR SECTION 16-411, INCLUDING SEEKING AN
33 INJUNCTION OR A MANDAMUS ACTION. WITHIN TEN DAYS AFTER THE FILING OF THE
34 ACTION, THE SUPERIOR COURT SHALL HEAR AND RENDER A DECISION ON THE MATTER.
35 THE DECISION IS APPEALABLE ONLY TO THE SUPREME COURT, AND NOTICE OF APPEAL
36 SHALL BE FILED WITHIN FIVE DAYS AFTER THE DECISION OF THE SUPERIOR COURT
37 IN THE ACTION. THE SUPREME COURT SHALL HEAR AND RENDER A DECISION ON THE
38 APPEAL PROMPTLY.

39 D. FOR THE PURPOSES OF THIS SECTION:

- 40 1. "INDIAN LANDS" HAS THE SAME MEANING PRESCRIBED IN SECTION
41 5-601.02.
42 2. "INDIAN TRIBE" HAS THE SAME MEANING PRESCRIBED IN SECTION
43 5-601.02.

1 Sec. 12. Section 16-542, Arizona Revised Statutes, is amended to
2 read:

3 16-542. Request for ballot; civil penalties; violation;
4 classification

5 A. Within ninety-three days before any election called pursuant to
6 the laws of this state, an elector may make a verbal or signed request to
7 the county recorder, or other officer in charge of elections for the
8 applicable political subdivision of this state in whose jurisdiction the
9 elector is registered to vote, for an official early ballot. In addition
10 to name and address, the requesting elector shall provide the date of
11 birth and state or country of birth or other information that if compared
12 to the voter registration information on file would confirm the identity
13 of the elector. If the request indicates that the elector needs a primary
14 election ballot and a general election ballot, the county recorder or
15 other officer in charge of elections shall honor the request. For any
16 partisan primary election, if the elector is not registered as a member of
17 a political party that is entitled to continued representation on the
18 ballot pursuant to section 16-804, the elector shall designate the ballot
19 of only one of the political parties that is entitled to continued
20 representation on the ballot and the elector may receive and vote the
21 ballot of only that one political party, which also shall include any
22 nonpartisan offices and ballot questions, or the elector shall designate
23 the ballot for nonpartisan offices and ballot questions only and the
24 elector may receive and vote the ballot that contains only nonpartisan
25 offices and ballot questions. The county recorder or other officer in
26 charge of elections shall process any request for an early ballot for a
27 municipal election pursuant to this subsection. The county recorder may
28 establish on-site early voting locations at the recorder's office, which
29 shall be open and available for use beginning the same day that a county
30 begins to send out the early ballots. The county recorder may also
31 establish any other early voting locations in the county the recorder
32 deems necessary. Any on-site early voting location or other early voting
33 location shall require each elector to present identification as
34 prescribed in section 16-579 before receiving a ballot. Notwithstanding
35 section 16-579, subsection A, paragraph 2, at any on-site early voting
36 location or other early voting location the county recorder or other
37 officer in charge of elections may provide for a qualified elector to
38 update the elector's voter registration information as provided for in the
39 secretary of state's instructions and procedures manual adopted pursuant
40 to section 16-452. **NOTWITHSTANDING ANY OTHER LAW, A COUNTY RECORDER OR**
41 **OTHER OFFICER IN CHARGE OF ELECTIONS WHO ESTABLISHES EARLY VOTING**
42 **LOCATIONS MAY CONTINUE TO OPERATE THOSE EARLY VOTING LOCATIONS AND ON-SITE**
43 **EARLY VOTING LOCATIONS UNTIL 5:00 P.M. ON THE MONDAY IMMEDIATELY PRECEDING**
44 **ELECTION DAY, EXCEPT THAT EARLY VOTING SHALL END FOR EARLY VOTING**
45 **LOCATIONS OR ON-SITE EARLY VOTING LOCATIONS AS NEEDED TO ENSURE THAT**

1 PRECINCT REGISTERS AND OTHER ELECTION MATERIALS ARE REVISED FOR USE ON
2 ELECTION DAY TO INDICATE WHICH VOTERS HAVE REQUESTED AN EARLY BALLOT,
3 WHICH VOTERS HAVE ALREADY VOTED AND WHICH VOTERS ARE ON THE INACTIVE VOTER
4 LIST.

5 B. Notwithstanding subsection A of this section, a request for an
6 official early ballot from an absent uniformed services voter or overseas
7 voter as defined in the uniformed and overseas citizens absentee voting
8 act ~~of 1986~~ (P.L. 99-410; 52 United States Code section 20310) or a voter
9 whose information is protected pursuant to section 16-153 that is received
10 by the county recorder or other officer in charge of elections more than
11 ninety-three days before the election is valid. If requested by the
12 absent uniformed services or overseas voter, or a voter whose information
13 is protected pursuant to section 16-153, the county recorder or other
14 officer in charge of elections shall provide to the requesting voter early
15 ballot materials through the next regularly scheduled general election for
16 federal office immediately following receipt of the request unless a
17 different period of time, which does not exceed the next two regularly
18 scheduled general elections for federal office, is designated by the
19 voter.

20 C. The county recorder or other officer in charge of elections
21 shall mail the early ballot and the envelope for its return postage
22 prepaid to the address provided by the requesting elector within five days
23 after receipt of the official early ballots from the officer charged by
24 law with the duty of preparing ballots pursuant to section 16-545, except
25 that early ballot distribution shall not begin more than twenty-seven days
26 before the election. If an early ballot request is received on or before
27 the thirty-first day before the election, the early ballot shall be
28 distributed not earlier than the twenty-seventh day before the election
29 and not later than the twenty-fourth day before the election.

30 D. Only the elector may be in possession of that elector's unvoted
31 early ballot. If a complete and correct request is made by the elector
32 within twenty-seven days before the election, the mailing must be made
33 within forty-eight hours after receipt of the request. Saturdays, Sundays
34 and other legal holidays are excluded from the computation of the
35 ~~forty-eight hour~~ FORTY-EIGHT-HOUR period prescribed by this subsection.
36 If a complete and correct request is made by an absent uniformed services
37 voter or an overseas voter before the election, the regular early ballot
38 shall be transmitted by mail, by fax or by other electronic format
39 approved by the secretary of state within twenty-four hours after the
40 early ballots are delivered pursuant to section 16-545, subsection B,
41 excluding Sundays.

42 E. In order to be complete and correct and to receive an early
43 ballot by mail, an elector's request that an early ballot be mailed to the
44 elector's residence or temporary address must include all of the
45 information prescribed by subsection A of this section and must be

1 received by the county recorder or other officer in charge of elections ~~no~~
 2 NOT later than 5:00 p.m. on the eleventh day preceding the election. An
 3 elector who appears personally ~~no~~ NOT later than 5:00 p.m. on the Friday
 4 preceding the election at an on-site early voting location OR OTHER EARLY
 5 VOTING LOCATION that is established by the county recorder or other
 6 officer in charge of elections shall be given a ballot after presenting
 7 identification as prescribed in section 16-579 and shall be ~~permitted~~
 8 ALLOWED to vote at the on-site location OR OTHER EARLY VOTING LOCATION,
 9 EXCEPT THAT IF THE COUNTY RECORDER OR OTHER OFFICER IN CHARGE OF ELECTIONS
 10 IS ABLE TO REVISE PRECINCT REGISTERS AND OTHER ELECTION MATERIALS IN A
 11 TIMELY MANNER FOR USE ON ELECTION DAY AS PRESCRIBED BY SUBSECTION A OF
 12 THIS SECTION, THE COUNTY RECORDER OR OTHER OFFICER IN CHARGE OF ELECTIONS
 13 MAY OPERATE THE ON-SITE EARLY VOTING LOCATIONS OR OTHER EARLY VOTING
 14 LOCATIONS UNTIL 5:00 P.M. ON THE MONDAY IMMEDIATELY PRECEDING ELECTION
 15 DAY. Notwithstanding section 16-579, subsection A, paragraph 2, at any
 16 on-site early voting location the county recorder or other officer in
 17 charge of elections may provide for a qualified elector to update the
 18 elector's voter registration information as provided for in the secretary
 19 of state's instructions and procedures manual adopted pursuant to section
 20 16-452. If an elector's request to receive an early ballot is not
 21 complete and correct but complies with all other requirements of this
 22 section, the county recorder or other officer in charge of elections shall
 23 attempt to notify the elector of the deficiency of the request.

24 F. Unless an elector specifies that the address to which an early
 25 ballot is to be sent is a temporary address, the recorder may use the
 26 information from an early ballot request form to update voter registration
 27 records.

28 G. The county recorder or other officer in charge of early
 29 balloting shall provide an alphabetized list of all voters in the precinct
 30 who have requested and have been sent an early ballot to the election
 31 board of the precinct in which the voter is registered not later than the
 32 day before the election.

33 H. As a result of experiencing an emergency between 5:00 p.m. on
 34 the Friday preceding the election and 5:00 p.m. on the Monday preceding
 35 the election, qualified electors may request to vote in the manner
 36 prescribed by the board of supervisors of their respective county. Before
 37 voting pursuant to this subsection, an elector who experiences an
 38 emergency shall provide identification as prescribed in section 16-579 and
 39 shall sign a statement under penalty of perjury that states that the
 40 person is experiencing or experienced an emergency after 5:00 p.m. on the
 41 Friday immediately preceding the election and before 5:00 p.m. on the
 42 Monday immediately preceding the election that would prevent the person
 43 from voting at the polls. Signed statements received pursuant to this
 44 subsection are not subject to inspection pursuant to title 39, chapter 1,
 45 article 2. For the purposes of this subsection, "emergency" means any

1 unforeseen circumstances that would prevent the elector from voting at the
2 polls.

3 I. Notwithstanding section 16-579, subsection A, paragraph 2, for
4 any voting pursuant to subsection H of this section, the county recorder
5 or other officer in charge of elections may allow a qualified elector to
6 update the elector's voter registration information as provided for in the
7 secretary of state's instructions and procedures manual adopted pursuant
8 to section 16-452.

9 J. A candidate, political committee or other organization may
10 distribute early ballot request forms to voters. If the early ballot
11 request forms include a printed address for return, the addressee shall be
12 the political subdivision that will conduct the election. Failure to use
13 the political subdivision as the return addressee is punishable by a civil
14 penalty of up to three times the cost of the production and distribution
15 of the request.

16 K. All original and completed early ballot request forms that are
17 received by a candidate, political committee or other organization shall
18 be submitted within six business days after receipt by a candidate,
19 political committee or other organization or eleven days before the
20 election day, whichever is earlier, to the political subdivision that will
21 conduct the election. Any person, political committee or other
22 organization that fails to submit a completed early ballot request form
23 within the prescribed time is subject to a civil penalty of up to \$25 per
24 day for each completed form withheld from submittal. Any person who
25 knowingly fails to submit a completed early ballot request form before the
26 submission deadline for the election immediately following the completion
27 of the form is guilty of a class 6 felony.

28 L. Except for a voter who is on the active early voting list
29 prescribed by section 16-544, a voter who requests a onetime early ballot
30 pursuant to ~~THIS~~ section ~~16-542~~ or for an election conducted pursuant to
31 section 16-409 or article 8.1 of this chapter, a county recorder, city or
32 town clerk or other election officer may not deliver or mail an early
33 ballot to a person who has not requested an early ballot for that
34 election. An election officer who knowingly violates this subsection is
35 guilty of a class 5 felony.

36 Sec. 13. Section 16-547, Arizona Revised Statutes, is amended to
37 read:

38 16-547. Ballot affidavit; form

39 A. The early ballot shall be accompanied by an envelope bearing on
40 the front the name, official title and post office address of the recorder
41 or other officer in charge of elections and on the other side a printed
42 affidavit in substantially the following form:

43 I declare the following under penalty of perjury: I am
44 a registered voter in _____ county Arizona, I have not
45 voted and will not vote in this election in any other county

1 or state, I understand that knowingly voting more than once in
2 any election is a class 5 felony and I voted the enclosed
3 ballot and signed this affidavit personally unless noted
4 below.

5 If the voter was assisted by another person in marking
6 the ballot, complete the following:

7 I declare the following under penalty of perjury: At
8 the registered voter's request I assisted the voter identified
9 in this affidavit with marking the voter's ballot, I marked
10 the ballot as directly instructed by the voter, I provided the
11 assistance because the voter was physically unable to mark the
12 ballot solely due to illness, injury or physical limitation
13 and I understand that there is no power of attorney for voting
14 and that the voter must be able to make the voter's selection
15 even if ~~they~~ THE VOTER cannot physically mark the ballot.

16 Name of voter assistant: _____

17 Address of voter assistant: _____

18 B. The face of each envelope in which a ballot is sent to a federal
19 postcard applicant or in which a ballot is returned by the applicant to
20 the recorder or other officer in charge of elections shall be in the form
21 prescribed in accordance with the uniformed and overseas citizens absentee
22 voting act ~~of 1986~~ (P.L. 99-410; 52 United States Code section 20301).
23 Otherwise, the envelopes shall be the same as those used to send ballots
24 to, or receive ballots from, other early voters.

25 C. The officer charged by law with the duty of preparing ballots at
26 any election shall ensure that the early ballot is sent in an envelope
27 that states substantially the following:

28 If the addressee does not reside at this address, mark the
29 unopened envelope "return to sender" and deposit it in the United
30 States mail.

31 D. The county recorder or other officer in charge of elections
32 shall supply printed instructions to early voters that direct them to sign
33 the affidavit, mark the ballot and return both in the enclosed
34 self-addressed envelope that complies with section 16-545. The
35 instructions shall include the following statement:

36 In order to be valid and counted, the ballot and
37 affidavit must be delivered to the office of the county
38 recorder or other officer in charge of elections or may be
39 deposited at any polling place in the county ~~no~~ NOT later than
40 7:00 p.m. on election day OR POSTMARKED BEFORE THE CLOSE OF
41 THE POLLS ON ELECTION DAY. The ballot will not be counted
42 without the voter's signature on the envelope.

43 (WARNING – It is a felony to offer or receive any compensation
44 for a ballot.)

1 Sec. 14. Section 16-548, Arizona Revised Statutes, is amended to
2 read:

3 16-548. Preparation and transmission of ballot

4 A. The early voter shall make and sign the affidavit and shall then
5 mark ~~his~~ THE ballot in ~~such~~ a manner that ~~his~~ THE EARLY VOTER'S vote
6 cannot be seen. The early voter shall fold the ballot, if a paper ballot,
7 so as to conceal the vote and deposit the voted ballot in the envelope
8 provided for that purpose, which shall be securely sealed and, together
9 with the affidavit, delivered or mailed to the county recorder or other
10 officer in charge of elections of the political subdivision in which the
11 elector is registered or deposited by the voter or the voter's agent at
12 any polling place in the county. A PERSON DEPOSITING OR RETURNING AN
13 EARLY BALLOT SHALL NOT BE SUBJECT TO ANY ADDITIONAL REQUIREMENTS BEYOND
14 THOSE FOR EARLY BALLOTS RETURNED BY MAIL. NOTWITHSTANDING ANY OTHER LAW,
15 in order to be counted and valid, the ballot must be received by the
16 county recorder or other officer in charge of elections or deposited at
17 any polling place in the county ~~no~~ NOT later than 7:00 p.m. on election
18 day OR POSTMARKED OR OTHERWISE INDICATED BY THE UNITED STATES POSTAL
19 SERVICE TO HAVE BEEN MAILED ON OR BEFORE THE CLOSE OF THE POLLS AND
20 RECEIVED BY THE COUNTY RECORDER OR OTHER OFFICER IN CHARGE OF ELECTIONS
21 NOT LATER THAN FIVE BUSINESS DAYS AFTER A GENERAL ELECTION THAT INCLUDES
22 AN ELECTION FOR A FEDERAL OFFICE AND WITHIN THREE BUSINESS DAYS AFTER ANY
23 OTHER ELECTION.

24 B. If the early voter is an overseas citizen, a qualified elector
25 absent from the United States or in the United States service, a spouse or
26 dependent residing with the early voter or a qualified elector of a
27 special district mail ballot election as provided in article 8.1 of this
28 chapter, the early voter may subscribe to the affidavit before and obtain
29 the signature and military identification number or passport number, if
30 available, of any person who is a United States citizen eighteen years of
31 age or older.

32 Sec. 15. Section 16-550, Arizona Revised Statutes, as amended by
33 Laws 2022, chapter 271, section 2, is amended to read:

34 16-550. Receipt of voter's ballot; cure period; tracking
35 system

36 A. Except for early ballots tabulated as prescribed in section
37 16-579.02, on receipt of the envelope containing the early ballot and the
38 ballot affidavit WHETHER DEPOSITED AT ANY POLLING PLACE, VOTING CENTER,
39 EARLY VOTING CENTER OR COUNTY RECORDER'S OFFICE IN THE COUNTY, RETURNED BY
40 MAIL OR RETURNED IN ANY OTHER MANNER ESTABLISHED BY A COUNTY RECORDER OR
41 OTHER OFFICER IN CHARGE OF ELECTIONS, the county recorder or other officer
42 in charge of elections shall compare the ~~signatures thereon~~ SIGNATURE ON
43 THE ENVELOPE with the signature of the elector on the elector's
44 registration record. If the signature is MISSING OR inconsistent with the
45 elector's signature on the elector's registration record, the county

1 recorder or other officer in charge of elections shall make reasonable
2 efforts to contact the voter, advise the voter of the ~~inconsistent~~
3 ~~signature~~ DEFICIENCY and allow the voter to correct THE DEFICIENCY or the
4 county to confirm the inconsistent signature. The county recorder or
5 other officer in charge of elections shall allow ~~signatures~~ DEFICIENCIES
6 to be corrected not later than the fifth business day after a primary,
7 general or special election that includes a federal office or the third
8 business day after any other election. If the signature is missing, the
9 county recorder or other officer in charge of elections shall make
10 reasonable efforts to contact the elector, advise the elector of the
11 missing signature and allow the elector to add the elector's signature not
12 later than 7:00 p.m. on election day. If satisfied that the signatures
13 correspond, the recorder or other officer in charge of elections shall
14 hold the envelope containing the early ballot and the completed affidavit
15 unopened in accordance with the rules of the secretary of state. FOR EARLY
16 BALLOTS RECEIVED AFTER ELECTION DAY BUT BEFORE THE DEADLINES PROVIDES IN
17 SECTION 16-548, THE CURE PERIODS IN THIS SECTION SHALL BE CALCULATED FROM
18 THE DAY THE BALLOT IS RECEIVED.

19 B. The recorder or other officer in charge of elections shall
20 thereafter safely keep the affidavits and early ballots in the recorder's
21 or other officer's office and may deliver them for tallying pursuant to
22 section 16-551. Tallying of ballots may begin immediately after the
23 envelope and completed affidavit are processed pursuant to this section
24 and delivered to the early election board.

25 C. The county recorder shall send a list of all voters who were
26 issued early ballots to the election board of the precinct in which the
27 voter is registered.

28 D. FOR A COUNTY THAT USES EARLY BALLOTS, THE COUNTY RECORDER OR
29 OTHER OFFICER IN CHARGE OF ELECTIONS SHALL PROVIDE AN EARLY BALLOT
30 TRACKING SYSTEM THAT INDICATES WHETHER THE VOTER'S EARLY BALLOT HAS BEEN
31 RECEIVED AND WHETHER THE EARLY BALLOT HAS BEEN VERIFIED AND SENT TO BE
32 TABULATED OR REJECTED. THE COUNTY RECORDER OR OTHER OFFICER IN CHARGE OF
33 ELECTIONS SHALL PROVIDE VOTERS WITH ACCESS TO THE EARLY BALLOT TRACKING
34 SYSTEM ON THE COUNTY'S WEBSITE.

35 ~~D.~~ E. This section does not apply to:

36 1. A special taxing district that is authorized pursuant to section
37 16-191 to conduct its own elections.

38 2. A special district mail ballot election that is conducted
39 pursuant to article 8.1 of this chapter.

40 Sec. 16. Repeal

41 Section 16-550, Arizona Revised Statutes, as amended by Laws 2022,
42 chapter 358, section 1, is repealed.

1 Sec. 17. Title 16, chapter 4, article 10, Arizona Revised Statutes,
2 is amended by adding section 16-602.01, to read:

3 16-602.01. Risk-limiting audits; definitions

4 A. NOT LATER THAN DECEMBER 31, 2026, THE SECRETARY OF STATE, COUNTY
5 RECORDERS AND OTHER OFFICERS IN CHARGE OF ELECTIONS SHALL EVALUATE
6 INCORPORATING RISK-LIMITING AUDIT PROTOCOLS INTO THE HAND COUNT PROCEDURES
7 PRESCRIBED IN THIS TITLE, INCLUDING IN SECTION 16-602.

8 B. WHEN ADOPTING THE RULES FOR RISK-LIMITING AUDITS IN THE
9 INSTRUCTIONS AND PROCEDURES MANUAL ADOPTED PURSUANT TO SECTION 16-452, THE
10 SECRETARY OF STATE SHALL CONSULT RECOGNIZED STATISTICAL EXPERTS, EQUIPMENT
11 VENDORS AND COUNTY RECORDERS AND SHALL CONSIDER BEST PRACTICES FOR
12 CONDUCTING RISK-LIMITING AUDITS.

13 C. FOR THE PURPOSES OF THIS SECTION:

14 1. "INCORRECT OUTCOME" MEANS AN OUTCOME THAT IS INCONSISTENT WITH
15 THE ELECTION OUTCOME THAT WOULD BE OBTAINED BY CONDUCTING A FULL HAND
16 RECOUNT.

17 2. "LIMIT" MEANS THE LARGEST STATISTICAL PROBABILITY THAT AN
18 INCORRECT REPORTED TABULATION OUTCOME IS NOT DETECTED AND CORRECTED IN A
19 RISK-LIMITING AUDIT.

20 3. "RISK-LIMITING AUDIT" MEANS AN AUDIT PROTOCOL THAT USES
21 STATISTICAL METHODS AND THAT IS DESIGNED TO LIMIT TO ACCEPTABLE LEVELS THE
22 RISK OF CERTIFYING A PRELIMINARY ELECTION OUTCOME THAT CONSTITUTES AN
23 INCORRECT OUTCOME.

24 Sec. 18. Section 16-901, Arizona Revised Statutes, is amended to
25 read:

26 16-901. Definitions

27 In this chapter, unless the context otherwise requires:

28 1. "Advertisement" means information or materials, other than
29 nonpaid social media messages, that are mailed, ~~e-mailed~~ EMAILED, posted,
30 distributed, published, displayed, delivered, broadcasted or placed in a
31 communication medium and that are for the purpose of influencing an
32 election.

33 2. "Affiliate" means any organization that controls, is controlled
34 by or is under common control with a corporation, limited liability
35 company or labor organization.

36 3. "Agent" means any person who has actual authority, either
37 express or implied, to represent or make decisions on behalf of another
38 person.

39 4. "Ballot measure expenditure" means an expenditure made by a
40 person that expressly advocates the support or opposition of a clearly
41 identified ballot measure.

42 5. "Best effort" means that a committee treasurer or treasurer's
43 agent makes at least one written effort, including an attempt by ~~e-mail~~
44 EMAIL, text message, private message through social media or other similar

1 communication, or at least one oral effort that is documented in writing
2 to identify the contributor of an incomplete contribution.

3 6. "Calendar quarter" means a period of three consecutive calendar
4 months ending on March 31, June 30, September 30 or December 31.

5 7. "Candidate" means an individual who receives contributions or
6 makes expenditures or who gives consent to another person to receive
7 contributions or make expenditures on behalf of that individual in
8 connection with the candidate's nomination, election or retention for any
9 public office.

10 8. "Candidate committee" includes the candidate.

11 9. "Clearly identified candidate" means that the name or a
12 description, image, photograph or drawing of the candidate appears or the
13 identity of the candidate is otherwise apparent by unambiguous reference.

14 10. "Committee" means a candidate committee, a political action
15 committee or a political party.

16 11. "Contribution" means any money, advance, deposit or other thing
17 of value that is made to a person for the purpose of influencing an
18 election. Contribution includes:

19 (a) A contribution that is made to retire campaign debt from a
20 previous election cycle.

21 (b) Money or the fair market value of anything that is directly or
22 indirectly provided to an elected official for the specific purpose of
23 defraying the expense of communications with constituents.

24 (c) The full purchase price of any item from a committee.

25 (d) A loan that is made to a committee for the purpose of
26 influencing an election, to the extent the loan remains outstanding.

27 12. "Control" means to possess, directly or indirectly, the power
28 to direct or to cause the direction of the management or policies of
29 another organization, whether through voting power, ownership, contract or
30 otherwise.

31 13. "Coordinate", "coordinated" or "coordination" means the
32 coordination of an expenditure as prescribed by section 16-922.

33 14. "Coordinated party expenditures" means expenditures that are
34 made by a political party to directly pay for goods or services on behalf
35 of its nominee.

36 15. "District office" means an elected office established or
37 organized pursuant to title 15 or 48.

38 16. "Earmarked" means a designation, instruction or encumbrance
39 between the transferor of a contribution and a transferee that requires
40 the transferee to make a contribution to a clearly identified candidate.

41 17. "Election" means any election for any ballot measure in this
42 state or any candidate election during a primary, general, recall, special
43 or runoff election for any office in this state other than a federal
44 office and a political party office prescribed by chapter 5, article 2 of
45 this title.

1 18. "Election cycle" means the ~~two-year~~ period beginning on January
2 1 in the year after a ~~statewide~~ general election and ending on December 31
3 in the year of ~~a statewide~~ THE NEXT SUCCESSIVE general election FOR A
4 PARTICULAR ELECTED OFFICE, or, for cities and towns, the ~~two-year~~ period
5 beginning on the first day of the calendar quarter after the calendar
6 quarter in which the city's or town's second, runoff or general election
7 is scheduled and ending on the last day of the calendar quarter in which
8 the city's or town's immediately following second, runoff or general
9 election is scheduled, however that election is designated by the city or
10 town FOR EACH ELECTED OFFICE. For the purposes of a:

11 (a) Recall election, "election cycle" means the period between
12 issuance of a recall petition serial number and the latest of the
13 following:

14 (i) The date of the recall election that is called pursuant to
15 section 19-209.

16 (ii) The date that a resignation is accepted pursuant to section
17 19-208.

18 (iii) The date that the receiving officer provides notice pursuant
19 to section 19-208.01 that the number of signatures is insufficient.

20 (b) Special election, "election cycle" means the period between the
21 date of issuance of a proclamation or order calling the special election
22 and the last day of the calendar quarter in which the special election is
23 held.

24 19. "Employee" means an individual who is entitled to compensation
25 for labor or services performed for the individual's employer.

26 20. "Employer" means any person that pays compensation to and
27 directs the labor or services of any individual in the course of
28 employment.

29 21. "Enforcement officer" means the attorney general or the county,
30 city or town attorney with authority to collect fines or issue penalties
31 with respect to a given election pursuant to section 16-938.

32 22. "Entity" means a corporation, limited liability company, labor
33 organization, partnership, trust, association, organization, joint
34 venture, cooperative, unincorporated organization or association or other
35 organized group that consists of more than one individual.

36 23. "Excess contribution" means a contribution that exceeds the
37 applicable contribution limits for a particular election.

38 24. "Exclusive insurance contract" means an insurance producer's
39 contract with an insurer that does either of the following:

40 (a) Prohibits the producer from soliciting insurance business for
41 any other insurer.

42 (b) Requires a right of first refusal on all lines of insurance
43 business written by the insurer and solicited by the producer.

44 25. "Expenditure" means any purchase, payment or other thing of
45 value that is made by a person for the purpose of influencing an election.

1 26. "Family contribution" means any contribution that is provided
2 to a candidate's committee by the parent, grandparent, ~~aunt, uncle,~~ child
3 or sibling of the candidate or the candidate's spouse, including the
4 spouse of any of the listed family members, regardless of whether the
5 relation is established by marriage or adoption.

6 27. "Filing officer" means the secretary of state or the county,
7 city or town officer in charge of elections for that jurisdiction who
8 accepts statements and reports for those elections pursuant to section
9 16-928.

10 28. "Firewall" means a written policy that precludes one person
11 from sharing information with another person.

12 29. "Identification" or "identify" means:

13 (a) For an individual, the individual's first and last name,
14 residence location or street address and occupation and the name of the
15 individual's primary employer.

16 (b) For any other person, the person's full name and physical
17 location or street address.

18 30. "Incomplete contribution" means any contribution that is
19 received by a committee for which the contributor's complete
20 identification has not been obtained.

21 31. "Independent expenditure" means an expenditure by a person,
22 other than a candidate committee, that complies with both of the
23 following:

24 (a) Expressly advocates the election or defeat of a clearly
25 identified candidate.

26 (b) Is not made in cooperation or consultation with or at the
27 request or suggestion of the candidate or the candidate's agent.

28 32. "In-kind contribution" means a contribution of goods, services
29 or anything of value that is provided without charge or at less than the
30 usual and normal charge.

31 33. "Insurance producer" means a person that:

32 (a) Is required to be licensed to sell, solicit or negotiate
33 insurance.

34 (b) Has an exclusive insurance contract with an insurer.

35 34. "Itemized" means that each contribution received or expenditure
36 made is set forth separately.

37 35. "Labor organization" means any employee representation
38 organization that exists for the purpose of dealing with employers
39 concerning grievances, labor disputes, wages, rates of pay, hours of
40 employment or other conditions of employment.

41 36. "Legislative office" means the office of representative in the
42 state house of representatives or senator in the state senate.

43 37. "Mega PAC status" means official recognition that a political
44 action committee has received contributions from five hundred or more

1 individuals in amounts of ~~ten dollars~~ \$10 or more in the four-year period
2 immediately before application to the secretary of state.

3 38. "Nominee" means a candidate who prevails in a primary election
4 for partisan office and includes the nominee's candidate committee.

5 39. "Person" means an individual or a candidate, nominee,
6 committee, corporation, limited liability company, labor organization,
7 partnership, trust, association, organization, joint venture, cooperative
8 or unincorporated organization or association.

9 40. "Personal monies" means any of the following:

10 (a) Assets to which the individual or individual's spouse has
11 either legal title or an equitable interest.

12 (b) Salary and other earned income from bona fide employment of the
13 individual or individual's spouse.

14 (c) Dividends and proceeds from the sale of investments of the
15 individual or individual's spouse.

16 (d) Bequests to the individual or individual's spouse.

17 (e) Income to the individual or individual's spouse from revocable
18 trusts for which the individual or individual's spouse is a beneficiary.

19 (f) Gifts of a personal nature to the individual or individual's
20 spouse that would have been given regardless of whether the individual
21 became a candidate or accepted a contribution.

22 (g) The proceeds of loans obtained by the individual or
23 individual's spouse that are secured by collateral or security provided by
24 the individual or individual's spouse.

25 (h) Family contributions.

26 41. "Political action committee" means an entity that is required
27 to register as a political action committee pursuant to section 16-905.

28 42. "Political party" means a committee that meets the requirements
29 for recognition as a political party pursuant to chapter 5 of this title.

30 43. "Primary purpose" means an entity's predominant purpose.
31 Notwithstanding any other law or rule, an entity is not organized for the
32 primary purpose of influencing an election if all of the following apply
33 at the time the contribution or expenditure is made:

34 (a) The entity has tax exempt status under section 501(a) of the
35 internal revenue code.

36 (b) Except for a religious organization, assembly or institution,
37 the entity has properly filed a form 1023 or form 1024 with the internal
38 revenue service or the equivalent successor form designated by the
39 internal revenue service.

40 (c) The entity's tax exempt status has not been denied or revoked
41 by the internal revenue service.

42 (d) The entity has properly filed a form 990 with the internal
43 revenue service or the equivalent successor form designated by the
44 internal revenue service in compliance with the most recent filing
45 deadline established by internal revenue service regulations or policies.

1 44. "Retention" means the election process by which a superior
2 court judge, appellate court judge or supreme court justice is retained in
3 office as prescribed by article VI, section 38 or 40, Constitution of
4 Arizona.

5 45. "Separate segregated fund" means a fund established by a
6 corporation, limited liability company, labor organization or partnership
7 that is required to register as a political action committee.

8 46. "Social media messages" means forms of communication, including
9 internet sites for social networking or blogging, through which users
10 create a personal profile and participate in online communities to share
11 information, ideas and personal messages.

12 47. "Sponsor" means ~~any person that establishes, administers or~~
13 ~~contributes financial support to the administration of a political action~~
14 ~~committee or that has common or overlapping membership or officers with~~
15 ~~that political action committee~~ AN ENTITY THAT PAYS THE COSTS OF
16 ESTABLISHING, ADMINISTERING AND SOLICITING CONTRIBUTIONS FROM ITS
17 EMPLOYEES, MEMBERS, EXECUTIVES, STOCKHOLDERS AND RETIREES AND THEIR
18 FAMILIES FOR ITS SEPARATE SEGREGATED FUND AND THAT ARE NOT CONTRIBUTIONS
19 PURSUANT TO SECTION 16-911.

20 48. "Standing committee" means a political action committee or
21 political party that is active in more than one reporting jurisdiction in
22 this state and that files a statement of organization in a format
23 prescribed by the secretary of state.

24 49. "Statewide office" means the office of governor, secretary of
25 state, state treasurer, attorney general, superintendent of public
26 instruction, corporation commissioner or mine inspector.

27 50. "Surplus monies" means those monies of a terminating committee
28 that remain after all of the committee's expenditures have been made, all
29 debts have been extinguished and the committee ceases accepting
30 contributions.

31 Sec. 19. Section 16-912, Arizona Revised Statutes, is amended to
32 read:

33 16-912. Individual contribution limits; requirements

34 A. An individual may not contribute more than the following amounts
35 per election cycle:

36 1. ~~Six thousand two hundred fifty dollars~~ \$1,000 to a candidate
37 committee for city, town, county or district office.

38 2. ~~Six thousand two hundred fifty dollars~~ \$1,000 to a candidate
39 committee for legislative office.

40 3. ~~Six thousand two hundred fifty dollars~~ \$2,500 to a candidate
41 committee for statewide office.

42 B. An individual may make unlimited contributions to persons other
43 than candidate committees.

1 C. An individual may only make contributions using personal monies,
2 except that a contribution from an unemancipated minor child shall be
3 treated as a contribution by the child's custodial parent or parents.

4 Sec. 20. Section 16-914, Arizona Revised Statutes, is amended to
5 read:

6 16-914. Political action committee contribution limits;
7 requirements

8 A. A political action committee without mega PAC status may not
9 contribute more than the following amounts per election cycle:

10 1. ~~Six thousand two hundred fifty dollars~~ \$1,000 to a candidate
11 committee for city, town, county or district office.

12 2. ~~Six thousand two hundred fifty dollars~~ \$1,000 to a candidate
13 committee for legislative office.

14 3. ~~Six thousand two hundred fifty dollars~~ \$2,500 to a candidate
15 committee for statewide office.

16 B. A political action committee with mega PAC status may contribute
17 twice the amounts prescribed in subsection A of this section per election
18 cycle if the political action committee provides the recipient candidate
19 committee a copy of the political action committee's certification of mega
20 PAC status.

21 C. A political action committee may only contribute to a candidate
22 committee using monies contributed by an individual, a partnership, a
23 candidate committee, a political action committee or a political party.

24 D. A political action committee may make unlimited contributions to
25 persons other than candidate committees.

26 Sec. 21. Section 16-917, Arizona Revised Statutes, is amended to
27 read:

28 16-917. Partnership contribution limits; requirements

29 A. A partnership may not contribute more than the following amounts
30 per election cycle:

31 1. ~~Six thousand two hundred fifty dollars~~ \$1,000 to a candidate
32 committee for city, town, county or district office.

33 2. ~~Six thousand two hundred fifty dollars~~ \$1,000 to a candidate
34 committee for legislative office.

35 3. ~~Six thousand two hundred fifty dollars~~ \$2,500 to a candidate
36 committee for statewide office.

37 B. A partnership may make unlimited contributions to persons other
38 than candidate committees.

39 C. Partnership contributions are subject to the following:

40 1. Partnership contributions shall be attributed to each
41 contributing partner as designated by the partnership. The partnership
42 shall provide the recipient committee written notice identifying the
43 contributing partners and the amount attributed to each.

1 subsection shall be subject to the civil penalties and procedures set
2 forth in section ~~16-905, subsections J through M and section 16-924~~
3 16-942.

4 C. Notwithstanding any law to the contrary, a candidate, whether
5 participating or nonparticipating:

6 1. If specified in a written agreement signed by the candidate and
7 one or more opposing candidates and filed with the citizens clean
8 elections commission, shall not make any expenditure in the primary or
9 general election period exceeding an agreed-upon amount lower than
10 spending limits otherwise applicable by statute.

11 2. Shall continue to be bound by all other applicable election and
12 campaign finance statutes and rules, with the exception of those
13 provisions in express or clear conflict with this article.

14 D. Notwithstanding any law to the contrary, any person who makes
15 independent expenditures related to a particular office cumulatively
16 exceeding ~~five hundred dollars~~ \$500 in an election cycle, with the
17 exception of any ~~expenditure listed in section 16-920 and any~~ independent
18 expenditure by an organization arising from a communication directly to
19 the organization's members, shareholders, employees, affiliated persons
20 and subscribers, shall file reports with the secretary of state in
21 accordance with section 16-958 so indicating, identifying the office and
22 the candidate or group of candidates whose election or defeat is being
23 advocated and stating whether the person is advocating election or
24 advocating defeat.

25 Sec. 23. Subject to the requirements of article IV, part 1,
26 section 1, Constitution of Arizona, section 16-945, Arizona Revised
27 Statutes, is amended to read:

28 16-945. Limits on early contributions

29 A. A participating candidate may accept early contributions only
30 from individuals and only during the exploratory period and the qualifying
31 period, subject to the following limitations:

32 1. Notwithstanding any law to the contrary, no contributor shall
33 give, and no participating candidate shall accept, contributions from a
34 contributor exceeding ~~one hundred dollars~~ \$100 during an election cycle.

35 2. Notwithstanding any law to the contrary, early contributions to
36 a participating candidate from all sources for an election cycle shall not
37 exceed, ~~for a candidate for governor, forty thousand dollars or, for other~~
38 ~~candidates,~~ ten ~~per cent~~ PERCENT of the sum of the original primary
39 election spending limit and the original general election spending limit.

40 3. Qualifying contributions specified in section 16-946 **AND**
41 **SUPPLEMENTAL QUALIFYING CONTRIBUTIONS AS SPECIFIED IN SECTION 16-951.01**
42 shall not be included in determining whether the limits in this subsection
43 have been exceeded.

1 B. ~~Early contributions specified in subsection A of this section~~
2 ~~and~~ The candidate's personal monies specified in section 16-941,
3 subsection A, paragraph 2 may be spent only during the exploratory period
4 and the qualifying period. ~~Any early contributions not spent by the end~~
5 ~~of the qualifying period shall be paid to the fund~~ EARLY CONTRIBUTIONS
6 PRESCRIBED IN SUBSECTION A OF THIS SECTION MAY BE SPENT AT ANY TIME DURING
7 THE CANDIDATE'S CANDIDACY.

8 C. If a participating candidate has a debt from an election campaign
9 in this state during a previous election cycle in which the candidate was
10 not a participating candidate, then, during the exploratory period only,
11 the candidate may accept, in addition to early contributions specified in
12 subsection A of this section, contributions subject to the limitations in
13 section 16-941, subsection B, or may exceed the limit on personal monies
14 in section 16-941, subsection A, paragraph 2, provided that such
15 contributions and monies are used solely to retire such debt.

16 Sec. 24. Subject to the requirements of article IV, part 1,
17 section 1, Constitution of Arizona, section 16-951, Arizona Revised
18 Statutes, is amended to read:

19 16-951. Clean elections funding

20 A. At the beginning of the primary election period, the commission
21 shall pay from the fund to the campaign account of each candidate who
22 qualifies for clean elections funding:

23 1. For a candidate who qualifies for clean elections funding for a
24 party primary election, an amount equal to the original primary election
25 spending limit.

26 2. For an independent candidate who qualifies for clean elections
27 funding, an amount equal to seventy percent of the sum of the original
28 primary election spending limit and the original general election spending
29 limit.

30 3. For a qualified participating candidate who is unopposed for an
31 office in that candidate's primary, in the primary of any other party and
32 by any opposing independent candidate, an amount equal to ~~five dollars~~ \$5
33 times the number of qualifying contributions for that candidate certified
34 by the commission.

35 B. At any time after the first day of January of an election year,
36 any candidate who has met the requirements of section 16-950 may sign and
37 cause to be filed a nomination paper in the form specified by section
38 16-311, subsection A, with a nominating petition and signatures, instead
39 of filing such papers after the earliest time set for filing specified by
40 that subsection. ~~Upon~~ ON such filing and verification of the signatures,
41 the commission shall pay the amount specified in subsection A of this
42 section AND THE AMOUNT OF ANY SUPPLEMENTAL GRANT FUNDING THE CANDIDATE HAS
43 QUALIFIED FOR immediately, rather than waiting for the beginning of the
44 primary election period.

1 C. At the beginning of the general election period, the commission
2 shall pay from the fund to the campaign account of each candidate who
3 qualifies for clean elections funding for the general election, except
4 those candidates identified in subsection A, paragraph 2 or subsection D
5 of this section, an amount equal to the original general election spending
6 limit AND THE AMOUNT OF ANY SUPPLEMENTAL GRANT FUNDING THE CANDIDATE HAS
7 QUALIFIED FOR PURSUANT TO SECTION 16-951.01, SUBSECTION F.

8 D. At the beginning of the general election period, the commission
9 shall pay from the fund to the campaign account of a qualified
10 participating candidate who has not received ~~funds~~ MONIES pursuant to
11 subsection A, paragraph 3 of this section and who is unopposed by any
12 other party nominee or any opposing independent candidate an amount equal
13 to ~~five dollars~~ \$5 times the number of qualifying contributions for that
14 candidate certified by the commission.

15 E. The special original general election spending limit, for a
16 candidate who has received ~~funds~~ MONIES pursuant to subsection A,
17 ~~paragraphs~~ PARAGRAPH 2 or 3 or subsection D of this section, shall be
18 equal to the amount that the commission is obligated to pay to that
19 candidate.

20 Sec. 25. Subject to the requirements of article IV, part 1,
21 section 1, Constitution of Arizona, title 16, chapter 6, article 2,
22 Arizona Revised Statutes, is amended by adding section 16-951.01, to read:

23 16-951.01. Supplemental clean elections funding

24 A. DURING OR AFTER THE QUALIFYING PERIOD, A QUALIFIED PARTICIPATING
25 CANDIDATE MAY QUALIFY FOR SUPPLEMENTAL CLEAN ELECTIONS FUNDING BY
26 PRESENTING TO THE SECRETARY OF STATE A LIST OF NAMES OF PERSONS WHO HAVE
27 MADE SUPPLEMENTAL QUALIFYING CONTRIBUTIONS ON BEHALF OF THE CANDIDATE.
28 THE METHOD FOR MAKING AND COLLECTING SUPPLEMENTAL QUALIFYING CONTRIBUTIONS
29 SHALL BE THE SAME AS FOR INITIAL QUALIFYING CONTRIBUTIONS PURSUANT TO
30 SECTION 16-946, INCLUDING THAT SUPPLEMENTAL QUALIFYING CONTRIBUTIONS SHALL
31 BE DEPOSITED IN THE CANDIDATE'S CAMPAIGN COMMITTEE'S ACCOUNT AND PAID TO
32 THE FUND NOTWITHSTANDING SECTION 16-948, SUBSECTION A.

33 B. TO QUALIFY FOR ONE SUPPLEMENTAL FUNDING GRANT, A QUALIFIED
34 PARTICIPATING CANDIDATE MUST HAVE OBTAINED AN AMOUNT OF QUALIFYING
35 CONTRIBUTIONS EQUAL TO TWENTY PERCENT OF THE AMOUNT NEEDED FOR INITIAL
36 QUALIFICATION UNDER SECTION 16-950.

37 C. THE SECRETARY OF STATE SHALL APPROVE CANDIDATES FOR SUPPLEMENTAL
38 FUNDING GRANTS IN THE SAME MANNER PROVIDED IN SECTION 16-950 FOR INITIAL
39 FUNDING APPROVAL, EXCEPT THAT THE RANDOM SAMPLE OF NONDUPLICATIVE NAMES
40 DRAWN FOR A SUPPLEMENTAL FUNDING APPLICATION MAY NOT BE FEWER THAN TWENTY
41 NAMES. IF IN ORDER TO COMPLY WITH THIS REQUIREMENT, THE SECRETARY OF
42 STATE SELECTS A PERCENTAGE OF THE NONDUPLICATIVE NAMES THAT DEVIATES FROM
43 THE PERCENTAGES PROVIDED IN SECTION 16-950, THE SECRETARY OF STATE SHALL
44 MAKE A CORRESPONDING ADJUSTMENT TO THE NUMBER FOR MULTIPLICATION UNDER
45 THAT SECTION.

1 D. THE COMMISSION SHALL PAY FROM THE FUND TO THE CAMPAIGN ACCOUNT
2 OF A CANDIDATE APPROVED FOR A SUPPLEMENTAL FUNDING GRANT AN AMOUNT EQUAL
3 TO TEN PERCENT OF THE SUM OF THE ORIGINAL PRIMARY ELECTION SPENDING LIMIT
4 FOR THE APPROPRIATE OFFICE.

5 E. A CANDIDATE FOR STATEWIDE OFFICE MAY RECEIVE NOT MORE THAN TEN
6 SUPPLEMENTAL FUNDING GRANTS IN A SINGLE ELECTION CYCLE AND NOT MORE THAN
7 SIX SUPPLEMENTAL FUNDING GRANTS DURING THE PRIMARY ELECTION PERIOD. A
8 CANDIDATE FOR LEGISLATIVE OFFICE MAY RECEIVE NOT MORE THAN TWENTY
9 SUPPLEMENTAL FUNDING GRANTS IN A SINGLE ELECTION CYCLE AND NOT MORE THAN
10 TWELVE SUPPLEMENTAL FUNDING GRANTS DURING THE PRIMARY ELECTION PERIOD.
11 NOT LATER THAN THE FIRST DAY OF THE QUALIFYING PERIOD, THE COMMISSION MAY
12 ADOPT RULES CHANGING THE NUMBER OF SUPPLEMENTAL GRANTS AVAILABLE FOR ANY
13 OFFICE, FOR THE ELECTION CYCLE OR THE PRIMARY ELECTION PERIOD, BY NOT MORE
14 THAN TWENTY PERCENT OF THE NUMBER APPLICABLE FOR THE PRECEDING ELECTION.

15 F. A CANDIDATE WHO HAS RECEIVED THE MAXIMUM NUMBER OF SUPPLEMENTAL
16 FUNDING GRANTS FOR THE PRIMARY ELECTION PERIOD MAY CONTINUE TO QUALIFY FOR
17 ADDITIONAL SUPPLEMENTAL FUNDING GRANTS TO BE RECEIVED AT THE BEGINNING OF
18 THE GENERAL ELECTION PERIOD IF THE CANDIDATE ADVANCES TO THE GENERAL
19 ELECTION, EXCEPT THAT A CANDIDATE WHO IS UNOPPOSED IN THE GENERAL ELECTION
20 MAY NOT RECEIVE SUPPLEMENTAL FUNDING GRANTS DURING THE GENERAL ELECTION
21 PERIOD.

22 G. NOT LATER THAN THE FIRST DAY OF THE QUALIFYING PERIOD, THE
23 COMMISSION SHALL DETERMINE AND PUBLICIZE DEADLINES FOR SUBMITTING
24 APPLICATIONS FOR SUPPLEMENTAL FUNDING GRANTS FOR THE PRIMARY AND GENERAL
25 ELECTION PERIODS.

26 Sec. 26. Subject to the requirements of article IV, part 1,
27 section 1, Constitution of Arizona, section 16-953, Arizona Revised
28 Statutes, is amended to read:

29 16-953. Return of monies to the citizens clean elections fund

30 A. At the end of the primary election period, a participating
31 candidate who has received monies pursuant to section 16-951, subsection
32 A, paragraph 1 shall return to the fund all monies in the candidate's
33 campaign account above an amount sufficient to pay any unpaid bills for
34 expenditures made during the primary election period and for goods or
35 services directed to the primary election. THIS SUBSECTION DOES NOT APPLY
36 TO THE UNSPENT AMOUNT OF ANY EARLY CONTRIBUTIONS AND SUPPLEMENTAL FUNDING
37 GRANTS RECEIVED PURSUANT TO SECTION 16-951.01 IF THE PARTICIPATING
38 CANDIDATE IS A PARTY NOMINEE OR INDEPENDENT CANDIDATE.

39 B. At the end of the general election period, a participating
40 candidate shall return to the fund all monies in the candidate's campaign
41 account above an amount sufficient to pay any unpaid bills for
42 expenditures made before the general election and for goods or services
43 directed to the general election.

1 C. A participating candidate shall pay all uncontested and unpaid
2 bills referenced in this section ~~to~~ NOT later than thirty days after the
3 primary or general election. A participating candidate shall make monthly
4 reports to the commission concerning the status of the dispute over any
5 contested bills. Any monies in a candidate's campaign account after
6 payment of bills shall be returned promptly to the fund.

7 D. If a participating candidate is replaced pursuant to section
8 16-343, and the replacement candidate files an oath with the secretary of
9 state certifying to section 16-947, subsection B, paragraph 3, the
10 campaign account of the participating candidate shall be transferred to
11 the replacement candidate and the commission shall certify the replacement
12 candidate as a participating candidate without requiring compliance with
13 section 16-950 or the remainder of section 16-947. If the replacement
14 candidate does not file such an oath, the campaign account shall be
15 liquidated and all remaining monies returned to the fund.

16 E. If a participating candidate who has received monies pursuant to
17 section 16-951, subsection A, paragraph 1 does not qualify for the ballot
18 for the primary election, the participating candidate shall:

19 1. Return to the fund all monies in the candidate's campaign
20 account above the amount sufficient to pay any unpaid bills for
21 expenditures made before the date the candidate failed to qualify for the
22 primary ballot.

23 2. Return to the commission, within fourteen days, all remaining
24 assets purchased with public funds in that election cycle, including all
25 political signs. The disqualified participating candidate is not required
26 to return political signs purchased in a previous election cycle.

27 3. Repay any monies paid to a family member unless the
28 participating candidate demonstrates that the payment made was for goods
29 or services actually provided before disqualification of the candidate and
30 the payment was for fair market value. For the purposes of this
31 paragraph, "family member" means a parent, grandparent, spouse, child or
32 sibling of the candidate or a parent or spouse of any of those persons.

33 Sec. 27. Subject to the requirements of article IV, part 1,
34 section 1, Constitution of Arizona, section 16-954, Arizona Revised
35 Statutes, is amended to read:

36 16-954. Disposition of excess monies

37 A. Beginning January 1, 1999, an additional surcharge of ten ~~per~~
38 ~~cent~~ PERCENT shall be imposed on all civil and criminal fines and
39 penalties collected pursuant to section 12-116.01 and shall be deposited
40 into the fund.

41 B. At least once per year, the commission shall project the amount
42 of monies that the fund will collect over the next four years and the time
43 such monies shall become available. Whenever the commission determines
44 that the fund contains more monies than the commission determines that it
45 requires to meet current debts plus expected expenses, under the

1 assumption that expected expenses will be at the expenditure limit in
2 section 16-949, subsection A, and taking into account the projections of
3 collections, the commission shall designate such monies as excess monies
4 and so notify the state treasurer, who shall thereupon transfer the excess
5 monies to the general fund.

6 C. At least once per year, the commission shall project the amount
7 of clean elections funding for which all candidates will have qualified
8 pursuant to this article for the following calendar year. By the end of
9 each year, the commission shall announce whether the amount that the
10 commission plans to spend the following year pursuant to section 16-949,
11 subsection A exceeds the projected amount of clean elections funding. If
12 the commission determines that the fund contains insufficient monies or
13 the spending cap would be exceeded were all candidates' accounts to be
14 fully funded, the commission may include in the announcement
15 specifications for decreases in the following parameters, based on the
16 commission's projections of collections and expenses for the fund,
17 including that the fund will provide monies under ~~section~~ SECTIONS 16-951
18 AND 16-951.01 as a fraction of the amounts there specified.

19 D. If the commission cannot provide participating candidates with
20 all monies specified under sections 16-951, 16-951.01 and 16-952, as
21 decreased by any announcement pursuant to subsection C of this section,
22 the commission shall allocate any reductions in payments proportionately
23 among candidates entitled to monies and shall declare an emergency. ~~Upon~~
24 ON declaration of an emergency, a participating candidate may accept
25 private contributions to bring the total monies received by the candidate
26 from the fund and from such private contributions up to the adjusted
27 spending limits, as decreased by any announcement made pursuant to
28 subsection C of this section.

29 E. FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2023, A
30 TAXPAYER WHO FILES ON A STATE INCOME TAX RETURN FORM MAY DESIGNATE A \$5
31 VOLUNTARY CONTRIBUTION PER TAXPAYER TO THE FUND BY MARKING AN OPTIONAL
32 CHECK-OFF BOX. EVERY TAXPAYER WHO CHECKS THIS BOX SHALL RECEIVE A \$5
33 REDUCTION IN THE AMOUNT OF TAX, AND \$5 FROM THE AMOUNT PAID BY THE
34 TAXPAYER SHALL BE TRANSFERRED BY THE DEPARTMENT OF REVENUE TO THE FUND.
35 THE DEPARTMENT OF REVENUE SHALL PROVIDE CHECK-OFF BOXES FOR DESIGNATIONS
36 PURSUANT TO THIS SUBSECTION, IDENTIFIED AS THE CLEAN ELECTIONS FUND TAX
37 REDUCTION, ON INCOME TAX RETURN FORMS IN THE SAME SECTION AS OTHER TAX
38 REDUCTIONS. EVERY TWO YEARS, THE SECRETARY OF STATE SHALL MAKE A SIMILAR
39 INFLATION ADJUSTMENT TO THOSE MADE IN SECTION 16-959, SUBSECTION A BY
40 MODIFYING THE DOLLAR VALUES IN THIS SUBSECTION TO REFLECT CUMULATIVE
41 INFLATION SINCE THE EFFECTIVE DATE OF THIS AMENDMENT TO THIS SECTION,
42 EXCEPT THAT AMOUNTS SHALL BE ADJUSTED TO THE NEAREST DOLLAR.

1 Sec. 28. Subject to the requirements of article IV, part 1,
2 section 1, Constitution of Arizona, section 16-956, Arizona Revised
3 Statutes, is amended to read:

4 16-956. Voter education and enforcement duties

5 A. The commission shall:

6 1. Develop a procedure for publishing a document or section of a
7 document having a space of predefined size for a message chosen by each
8 candidate. For the document that is delivered before the primary
9 election, the document shall contain the names of every candidate for
10 every statewide and legislative district office in that primary election
11 without regard to whether the candidate is a participating candidate or a
12 nonparticipating candidate. For the document that is delivered before the
13 general election, the document shall contain the names of every candidate
14 for every statewide and legislative district office in that general
15 election without regard to whether the candidate is a participating
16 candidate or a nonparticipating candidate. The commission shall deliver
17 one copy of each document to every household that contains a registered
18 voter. For the document that is delivered before the primary election,
19 the delivery may be made over a period of days but shall be sent in time
20 to be delivered to households before the earliest date for receipt by
21 registered voters of any requested early ballots for the primary election.
22 The commission may deliver the second document over a period of days but
23 shall send the second document in order to be delivered to households
24 before the earliest date for receipt by registered voters of any requested
25 early ballots for the general election. The primary election and general
26 election documents published by the commission shall comply with all of
27 the following:

28 (a) For any candidate who does not submit a message pursuant to
29 this paragraph, the document shall include with the candidate's listing
30 the words "no statement submitted".

31 (b) The document shall have printed on its cover the words
32 "citizens clean elections commission voter education guide" and the words
33 "primary election" or "general election" and the applicable year. The
34 document shall also contain at or near the bottom of the document cover in
35 type that is no larger than one-half the size of the type used for
36 "citizens clean elections commission voter education guide" the words
37 "paid for by the citizens clean elections fund".

38 (c) In order to prevent voter confusion, the document shall be
39 easily distinguishable from the publicity pamphlet that is required to be
40 produced by the secretary of state pursuant to section 19-123.

41 2. Sponsor debates among candidates, in such manner as determined
42 by the commission. The commission shall require participating candidates
43 to attend and participate in debates and may specify by rule penalties for
44 nonparticipation. The commission shall invite and permit nonparticipating
45 candidates to participate in debates.

1 3. Prescribe forms for reports, statements, notices and other
2 documents required by this article. The commission shall not require a
3 candidate to use a reporting system other than the reporting system
4 jointly approved by the commission and the office of the secretary of
5 state.

6 4. Prepare and publish instructions setting forth methods of
7 bookkeeping and preservation of records to facilitate compliance with this
8 article and explaining the duties of persons and committees under this
9 article.

10 5. Produce a yearly report describing the commission's activities
11 and any recommendations for changes of law, administration or funding
12 amounts and accounting for monies in the fund.

13 6. Adopt rules to implement the reporting requirements of section
14 16-958, subsections D and E.

15 7. Enforce this article, ensure that money from the fund is placed
16 in candidate campaign accounts or otherwise spent as specified in this
17 article and not otherwise, monitor reports filed pursuant to this chapter
18 and financial records of candidates as needed and ensure that money
19 required by this article to be paid to the fund is deposited in the fund.
20 The commission shall not take action on any external complaint that is
21 filed more than ninety days after the postelection report is filed or
22 ninety days after the completion of the canvass of the election to which
23 the complaint relates, whichever is later.

24 B. The commission may subpoena witnesses, compel their attendance
25 and testimony, administer oaths and affirmations, take evidence and
26 require by subpoena the production of any books, papers, records or other
27 items material to the performance of the commission's duties or the
28 exercise of its powers.

29 C. The commission may adopt rules to carry out the purposes of this
30 article and to govern procedures of the commission. **COMMISSION RULEMAKING**
31 **IS EXEMPT FROM TITLE 41, CHAPTER 6.** The commission shall propose and
32 adopt rules in public meetings, with at least sixty days allowed for
33 interested parties to comment after the rules are proposed. The commission
34 shall also file the proposed rule in the format prescribed in section
35 41-1022 with the secretary of state's office for publication in the
36 Arizona administrative register. After consideration of the comments
37 received in the sixty day comment period, the commission may adopt the
38 rule in an open meeting. Any rules given final approval in an open
39 meeting shall be filed in the format prescribed in section 41-1022 with
40 the secretary of state's office for publication in the Arizona
41 administrative register. Any rules adopted by the commission shall only
42 be applied prospectively from the date the rule was adopted.

1 D. Rules adopted by the commission are not effective until January
2 1 in the year following the adoption of the rule, except that rules
3 adopted by unanimous vote of the commission may be made immediately
4 effective and enforceable.

5 E. If, in the view of the commission, the action of a particular
6 candidate or committee requires immediate change to a commission rule, a
7 unanimous vote of the commission is required. Any rule change made
8 pursuant to this subsection that is enacted with less than a unanimous
9 vote takes effect for the next election cycle.

10 F. Based on the results of the elections in any quadrennial
11 election after 2002, and within six months after such election, the
12 commission may adopt rules changing the number of qualifying contributions
13 required for any office from those listed in section 16-950, subsection D
14 by no more than twenty percent of the number applicable for the preceding
15 election.

16 Sec. 29. Subject to the requirements of article IV, part 1,
17 section 1, Constitution of Arizona, section 16-961, Arizona Revised
18 Statutes, is amended to read:

19 16-961. Definitions

20 A. The terms ~~"candidate's campaign committee,"~~ "contribution,"
21 "expenditures," ~~"exploratory committee,"~~ "independent expenditure,"
22 "personal monies," ~~"political committee"~~ and "statewide office" ~~are~~
23 ~~defined~~ HAVE THE SAME MEANINGS PRESCRIBED in section 16-901.

24 B. 1. "Election cycle" means the period between successive general
25 elections for a particular office.

26 2. "Exploratory period" means the period beginning on the day after
27 a general election and ending the day before the start of the qualifying
28 period.

29 3. "Qualifying period" means the period beginning on the first day
30 of August in a year preceding an election and ending one week before the
31 primary election UNLESS THE COMMISSION SETS THE QUALIFYING PERIOD FOR ANY
32 ELECTION CYCLE TO BEGIN EARLIER IN THE YEAR PRECEDING THE ELECTION AND
33 MAKES REASONABLE EFFORTS TO PUBLICIZE ANY ALTERATION TO THE QUALIFYING
34 PERIOD FOR ANY PARTICULAR ELECTION CYCLE.

35 4. "Primary election period" means the nine-week period ending on
36 the day of the primary election.

37 5. "General election period" means the period beginning on the day
38 after the primary election and ending on the day of the general election.

39 6. For any recall election, the qualifying period shall begin when
40 the election is called and last for thirty days, there shall be no primary
41 election period and the general election period shall extend from the day
42 after the end of the qualifying period to the day of the recall election.
43 For recall elections, any reference to "general election" in this article
44 shall be treated as if referring to the recall election.

1 C. 1. "Participating candidate" means a candidate who becomes
2 certified as a participating candidate pursuant to section 16-947.

3 2. "Nonparticipating candidate" means a candidate who does not
4 become certified as a participating candidate pursuant to section 16-947.

5 3. Any limitation of this article that is applicable to a
6 participating candidate or a nonparticipating candidate shall also apply
7 to that candidate's campaign committee or exploratory committee.

8 D. "Commission" means the citizens clean elections commission
9 established pursuant to section 16-955.

10 E. "Fund" means the citizens clean elections fund defined by this
11 article.

12 F. 1. "Party nominee" means a person who has been nominated by a
13 political party pursuant to section 16-301 or 16-343.

14 2. "Independent candidate" means a candidate who has properly filed
15 nominating papers and nominating petitions with signatures pursuant to
16 section 16-341.

17 3. "Unopposed" means with reference to an election for:
18 (a) A member of the house of representatives, opposed by no more
19 than one other candidate who has qualified for the ballot and who is
20 running in the same district.

21 (b) A member of the corporation commission, opposed by a number of
22 candidates who have qualified for the ballot that is fewer than the number
23 of corporation commission seats open at that election and for which the
24 term of office ends on the same date.

25 (c) All other offices, opposed by no other candidate who has
26 qualified for the ballot and who is running in that district or running
27 for that same office and term.

28 G. "Primary election spending limits" means:
29 1. For a candidate for the legislature, ~~twelve thousand nine~~
30 ~~hundred twenty-one dollars~~ \$22,651.

31 2. For a candidate for mine inspector, ~~forty-one thousand three~~
32 ~~hundred forty-nine dollars~~ \$72,529.

33 3. For a candidate for treasurer, superintendent of public
34 instruction or the corporation commission, ~~eighty-two thousand six hundred~~
35 ~~eighty dollars~~ \$145,020.

36 4. For a candidate for secretary of state or attorney general, ~~one~~
37 ~~hundred sixty-five thousand three hundred seventy-eight dollars~~ \$290,090.

38 5. For a candidate for governor, ~~six hundred thirty-eight thousand~~
39 ~~two hundred twenty-two dollars~~ \$1,791,204.

40 H. "General election spending limits" means amounts fifty ~~per cent~~
41 PERCENT greater than the amounts specified in subsection G of this
42 section.

1 I. 1. "Original" spending limit means a limit specified in
2 subsections G and H of this section, as adjusted pursuant to section
3 16-959, or a special amount expressly set for a particular candidate by a
4 provision of this title.

5 2. "Adjusted" spending limit means an original spending limit as
6 further adjusted pursuant to section 16-952.

7 Sec. 30. Effective date

8 A. Section 16-550, Arizona Revised Statutes, as amended by Laws
9 2022, chapter 271, section 2 and this act, is effective from and after
10 December 31, 2023.

11 B. Section 16-550, Arizona Revised Statutes, as amended by Laws
12 2022, chapter 358, section 1, is repealed from and after December 31,
13 2023.

14 Sec. 31. Requirements for enactment; three-fourths vote

15 Pursuant to article IV, part 1, section 1, Constitution of Arizona,
16 sections 16-152, 16-166, 16-941, 16-945, 16-951, 16-953, 16-954, 16-956
17 and 16-961, Arizona Revised Statutes, as amended by this act, and section
18 16-951.01, Arizona Revised Statutes, as added by this act, are effective
19 only on the affirmative vote of at least three-fourths of the members of
20 each house of the legislature.