

REFERENCE TITLE: secretary of state; 2023-2024

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

HB 2821

Introduced by
Representatives Livingston: Chaplik (with permission of Committee on
Rules)

AN ACT

AMENDING SECTION 41-129, ARIZONA REVISED STATUTES; AMENDING LAWS 2008, CHAPTER 291, SECTION 9, AS AMENDED BY LAWS 2010, CHAPTER 313, SECTION 16, LAWS 2011, CHAPTER 343, SECTION 25 AND LAWS 2013, FIRST SPECIAL SESSION, CHAPTER 2, SECTION 9; RELATING TO THE SECRETARY OF STATE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

HB 2821

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

2 Section 1. Section 41-129, Arizona Revised Statutes, is amended to
3 read:

4 41-129. Election systems improvement fund; purpose

5 A. The election systems improvement fund is established in the
6 office of the secretary of state. The fund shall consist of monies
7 received from the United States government, matching monies from state,
8 county or local governments, legislative appropriations, gifts, grants and
9 donations.

10 B. The secretary of state shall administer the fund. Any monies
11 deposited into the fund in fiscal years 2002-2003 and 2003-2004 are
12 appropriated to the secretary of state and are exempt from the provisions
13 of section 35-190 relating to lapsing of appropriations. To the extent
14 permitted by federal law, monies in the fund, other than state general
15 fund monies, deposited each subsequent fiscal year are subject to
16 legislative appropriation and such appropriations are subject to the
17 lapsing provisions of section 35-190. State general fund monies
18 appropriated to the fund beginning in fiscal year 2004-2005 are available
19 for use by the secretary of state without further appropriation. Monies
20 in the fund do not revert to the state general fund or any other funding
21 source at the end of the fiscal year. The state treasurer shall invest
22 and divest monies in the fund as provided by section 35-313, and monies
23 earned from investment shall be credited to the fund.

24 C. On or before December 31 of each year, the secretary of state
25 shall submit to the joint legislative budget committee AND THE GOVERNOR'S
26 OFFICE OF STRATEGIC PLANNING AND BUDGETING a summary of the total
27 expenditure plan for the fund.

28 D. Monies in the fund shall be used to implement the provisions of
29 the help America vote act of 2002 (P.L. 107-252).

30 Sec. 2. Laws 2008, chapter 291, section 9, as amended by Laws 2010,
31 chapter 313, section 16, Laws 2011, chapter 343, section 25 and Laws 2013,
32 first special session, chapter 2, section 9, is amended to read:

33 Sec. 9. Delayed implementation; professional employer
34 organization registration; retroactivity

35 A. Notwithstanding any other law, the secretary of state shall not
36 implement title 23, chapter 3, article 4, Arizona Revised Statutes,
37 relating to professional employer organization registration, or any rules
38 adopted pursuant to title 23, chapter 3, article 4, Arizona Revised
39 Statutes, until June 30, ~~2023~~ 2024.

40 B. This section, as amended by this act, applies retroactively to
41 from and after June 30, ~~2013~~ 2023.

42 Sec. 3. Retroactivity

43 Section 2 of this act applies retroactively to from and after June
44 30, 2023.