

House Engrossed Senate Bill  
public officials; home addresses; confidentiality

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

# SENATE BILL 1061

AN ACT

AMENDING SECTIONS 11-483, 11-484, 13-2401, 16-153, 28-454, 39-123 AND  
39-124, ARIZONA REVISED STATUTES; RELATING TO RECORDS CONFIDENTIALITY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 11-483, Arizona Revised Statutes, is amended to  
3 read:

4 11-483. Records maintained by county recorder;  
5 confidentiality; definitions

6 A. Notwithstanding any other provision of this article, in any  
7 county an eligible person may request that the general public be  
8 prohibited from accessing the unique identifier and the recording date  
9 contained in indexes of recorded instruments maintained by the county  
10 recorder and may request the county recorder to prohibit access to that  
11 person's identifying information, including any of **THE FOLLOWING:**

12 1. That person's documents, instruments or writings recorded by the  
13 county recorder.

14 2. **IF THE PERSON IS A PUBLIC OFFICIAL, THE ADDRESS OF A PROPERTY**  
15 **HELD IN TRUST BY THE PUBLIC OFFICIAL.**

16 B. An eligible person may request this action by filing an  
17 affidavit that states all of the following on an application form  
18 developed by the administrative office of the courts in agreement with an  
19 association of counties, an organization of peace officers and the motor  
20 vehicle division of the department of transportation:

21 1. The person's full legal name and residential address.

22 2. The full legal description and parcel number of the person's  
23 property.

24 3. Unless the person is the spouse of a peace officer or the spouse  
25 or minor child of a deceased peace officer or the person is a former  
26 public official or former judge, the position the person currently holds  
27 and a description of the person's duties, except that an eligible person  
28 who is protected under an order of protection or injunction against  
29 harassment shall instead attach a copy of the order of protection or  
30 injunction against harassment or an eligible person who is a participant  
31 in the address confidentiality program shall instead attach a copy of the  
32 participant's current and valid address confidentiality program  
33 authorization card issued pursuant to section 41-163 and a statement of  
34 certification provided by the secretary of state's office.

35 4. The reasons the person reasonably believes that the person's  
36 life or safety or that of another person is in danger and that restricting  
37 access pursuant to this section will serve to reduce the danger.

38 5. The document locator number and recording date of each  
39 instrument for which the person requests access restriction pursuant to  
40 this section.

41 6. A copy of pages from each instrument that includes the document  
42 locator number and the person's identifying information, including the  
43 person's full legal name and residential address or full legal name and  
44 telephone number.

1 C. If an eligible person is also requesting pursuant to section  
2 11-484 that the general public be prohibited from accessing records  
3 maintained by the county assessor and county treasurer, the eligible  
4 person may combine the request pursuant to subsection B of this section  
5 with the request pursuant to section 11-484 by filing one affidavit. The  
6 affidavit and subsequent action by the appropriate authorities shall meet  
7 all of the requirements of this section and section 11-484.

8 D. The affidavit shall be filed with the presiding judge of the  
9 superior court in the county in which the affiant resides. To prevent  
10 multiple filings, an eligible person who is a peace officer, spouse of a  
11 peace officer, spouse or minor child of a deceased peace officer, public  
12 defender, prosecutor, code enforcement officer, corrections or detention  
13 officer, corrections support staff member or law enforcement support staff  
14 member shall deliver the affidavit to the peace officer's commanding  
15 officer, or to the head of the prosecuting, public defender, code  
16 enforcement, law enforcement, corrections or detention agency, as  
17 applicable, or that person's designee, who shall file the affidavits at  
18 one time. In the absence of an affidavit that contains a request for  
19 immediate action and that is supported by facts justifying an earlier  
20 presentation, the commanding officer, or the head of the prosecuting,  
21 public defender, code enforcement, law enforcement, corrections or  
22 detention agency, as applicable, or that person's designee, shall not file  
23 affidavits more often than quarterly.

24 E. On receipt of an affidavit or affidavits, the presiding judge of  
25 the superior court shall file with the clerk of the superior court a  
26 petition on behalf of all requesting affiants. Each affidavit presented  
27 shall be attached to the petition. In the absence of an affidavit that  
28 contains a request for immediate action and that is supported by facts  
29 justifying an earlier consideration, the presiding judge may accumulate  
30 affidavits and file a petition at the end of each quarter.

31 F. The presiding judge of the superior court shall review the  
32 petition and each attached affidavit to determine whether the action  
33 requested by each affiant should be granted. If the presiding judge of  
34 the superior court concludes that the action requested by the affiant will  
35 reduce a danger to the life or safety of the affiant or another person,  
36 the presiding judge of the superior court shall order that the county  
37 recorder prohibit access for five years to the affiant's identifying  
38 information, including any of that person's documents, instruments or  
39 writings recorded by the county recorder and made available on the  
40 internet. If the presiding judge of the superior court concludes that the  
41 affiant or another person is in actual danger of physical harm from a  
42 person or persons with whom the affiant has had official dealings and that  
43 action pursuant to this section will reduce a danger to the life or safety  
44 of the affiant or another person, the presiding judge of the superior  
45 court shall order that the general public be prohibited for five years

1 from accessing the unique identifier and the recording date contained in  
2 indexes of recorded instruments maintained by the county recorder and  
3 identified pursuant to subsection B of this section.

4 G. On motion to the court, if the presiding judge of the superior  
5 court concludes that an instrument or writing recorded by the county  
6 recorder has been redacted or sealed in error, that the original affiant  
7 no longer lives at the address listed in the original affidavit, that the  
8 cause for the original affidavit no longer exists or that temporary access  
9 to the instrument or writing is needed, the presiding judge may  
10 temporarily stay or permanently vacate all or part of the court order  
11 prohibiting public access to the recorded instrument or writing.

12 H. On entry of the court order, the clerk of the superior court  
13 shall file the court order and a copy of the affidavit required by  
14 subsection B of this section with the county recorder. Not more than ten  
15 days after the date on which the county recorder receives the court order,  
16 the county recorder shall restrict access to the information as required  
17 by subsection F of this section.

18 I. If the court denies an affiant's request pursuant to this  
19 section, the affiant may request a court hearing. The hearing shall be  
20 conducted by the court in the county where the petition was filed.

21 J. The county recorder shall remove the restrictions on all records  
22 restricted pursuant to this section by January 5 in the year after the  
23 court order expires. The county recorder shall send by mail one notice to  
24 either the **ELECTION OFFICER, PUBLIC OFFICIAL**, former public official,  
25 peace officer, spouse of a peace officer, spouse or minor child of a  
26 deceased peace officer, public defender, prosecutor, code enforcement  
27 officer, corrections or detention officer, corrections support staff  
28 member, law enforcement support staff member, employee of the department  
29 of child safety or employee of adult protective services who has direct  
30 contact with families in the course of employment or the employing agency  
31 of a peace officer, public defender, prosecutor, code enforcement officer,  
32 corrections or detention officer, corrections support staff member, law  
33 enforcement support staff member or employee of adult protective services  
34 who was granted an order pursuant to this section of the order's  
35 expiration date at least six months before the expiration date. If the  
36 notice is sent to the employing agency, the employing agency shall  
37 immediately notify the person who was granted the order of the upcoming  
38 expiration date. The county recorder may coordinate with the county  
39 assessor and county treasurer to prevent multiple notices from being sent  
40 to the same person.

41 K. To include subsequent recordings in the court order, the  
42 eligible person shall present to the county recorder at the time of  
43 recordation a certified copy of the court order or shall provide to the  
44 county recorder the recording number of the court order. The county

1 recorder shall ensure that public access is restricted pursuant to  
2 subsection A of this section.

3 L. This section does not restrict access to public records for the  
4 purposes of perfecting a lien pursuant to title 12, chapter 9, article 2.

5 M. This section does not prohibit access to the records of the  
6 county recorder by parties to the instrument, a law enforcement officer  
7 performing the officer's official duties pursuant to subsection N of this  
8 section, a title insurer, a title insurance agent or an escrow agent  
9 licensed by the department of insurance and financial institutions.

10 N. A law enforcement officer is deemed to be performing the  
11 officer's official duties if the officer provides a subpoena, court order  
12 or search warrant for the records.

13 O. For the purposes of this section:

14 1. "Code enforcement officer" means a person who is employed by a  
15 state or local government and whose duties include performing field  
16 inspections of buildings, structures or property to ensure compliance with  
17 and enforce national, state and local laws, ordinances and codes.

18 2. "Commissioner" means a commissioner of the superior court or  
19 municipal court.

20 3. "Corrections support staff member" means an adult or juvenile  
21 corrections employee who has direct contact with inmates.

22 4. "ELECTION OFFICER" MEANS A STATE, COUNTY OR MUNICIPAL EMPLOYEE  
23 WHO HOLDS AN ELECTION OFFICER'S CERTIFICATE ISSUED PURSUANT TO SECTION  
24 16-407.

25 ~~4.~~ 5. "Eligible person" means ~~a~~ AN ELECTION OFFICER, PUBLIC  
26 OFFICIAL, former public official, peace officer, spouse of a peace  
27 officer, spouse or minor child of a deceased peace officer, justice,  
28 judge, commissioner, hearing officer, public defender, prosecutor, code  
29 enforcement officer, adult or juvenile corrections officer, corrections  
30 support staff member, probation officer, member of the commission on  
31 appellate court appointments, member of the board of executive clemency,  
32 law enforcement support staff member, employee of the department of child  
33 safety or employee of adult protective services who has direct contact  
34 with families in the course of employment, national guard member who is  
35 acting in support of a law enforcement agency, person who is protected  
36 under an order of protection or injunction against harassment, person who  
37 is a participant in the address confidentiality program pursuant to title  
38 41, chapter 1, article 3 or firefighter who is assigned to the Arizona  
39 counter terrorism information center in the department of public safety.

40 ~~5.~~ 6. "Former public official" means a person who was duly elected  
41 or appointed to Congress, the legislature or a statewide office, who  
42 ceased serving in that capacity and who was the victim of a dangerous  
43 offense as defined in section 13-105 while in office.

44 ~~6.~~ 7. "Hearing officer" means a hearing officer who is appointed  
45 pursuant to section 28-1553.

1           ~~7-~~ 8. "Indexes" means only those indexes that are maintained by  
2 and located in the office of the county recorder, that are accessed  
3 electronically and that contain information beginning from and after  
4 January 1, 1987.

5           ~~8-~~ 9. "Judge" means a judge or former judge of the United States  
6 district court, the United States court of appeals, the United States  
7 magistrate court, the United States bankruptcy court, the United States  
8 immigration court, the Arizona court of appeals, the superior court or a  
9 municipal court.

10          ~~9-~~ 10. "Justice" means a justice of the United States or Arizona  
11 supreme court or a justice of the peace.

12          ~~10-~~ 11. "Law enforcement support staff member" means a person who  
13 serves in the role of an investigator or prosecutorial assistant in an  
14 agency that investigates or prosecutes crimes, who is integral to the  
15 investigation or prosecution of crimes and whose name or identity will be  
16 revealed in the course of public proceedings.

17          ~~11-~~ 12. "Peace officer":

18           (a) Means any person vested by law, or formerly vested by law, with  
19 a duty to maintain public order and make arrests.

20           (b) Includes a federal law enforcement officer or agent who resides  
21 in this state and who has the power to make arrests pursuant to federal  
22 law.

23          ~~12-~~ 13. "Prosecutor" means a current or former county attorney,  
24 municipal prosecutor, attorney general or United States attorney and  
25 includes a current or former assistant or deputy United States attorney,  
26 county attorney, municipal prosecutor or attorney general.

27          ~~13-~~ 14. "Public defender" means a federal public defender, county  
28 public defender, county legal defender or county contract indigent defense  
29 counsel and includes an assistant or deputy federal public defender,  
30 county public defender or county legal defender.

31          15. "PUBLIC OFFICIAL" MEANS A PERSON WHO IS DULY ELECTED OR  
32 APPOINTED TO CONGRESS, THE LEGISLATURE, A STATEWIDE OFFICE OR A COUNTY,  
33 CITY OR TOWN OFFICE.

34          Sec. 2. Section 11-484, Arizona Revised Statutes, is amended to  
35 read:

36          11-484. Records maintained by county assessor and county  
37 treasurer; redaction; definitions

38          A. Notwithstanding any other provision of this article, in any  
39 county an eligible person may request that the general public be  
40 prohibited from accessing that person's identifying information, including  
41 any of THE FOLLOWING:

42           1. That person's documents, instruments, writings and information  
43 maintained by the county assessor and the county treasurer.

44           2. IF THE PERSON IS A PUBLIC OFFICIAL, THE ADDRESS OF A PROPERTY  
45 HELD IN TRUST BY THE PUBLIC OFFICIAL.

1 B. An eligible person may request this action by filing an  
2 affidavit that states all of the following on an application form  
3 developed by the administrative office of the courts in agreement with an  
4 association of counties, an organization of peace officers and the motor  
5 vehicle division of the department of transportation:

6 1. The person's full legal name and residential address.

7 2. The full legal description and parcel number of the person's  
8 property.

9 3. Unless the person is the spouse of a peace officer or the spouse  
10 or minor child of a deceased peace officer or the person is a former  
11 public official or former judge, the position the person currently holds  
12 and a description of the person's duties, except that an eligible person  
13 who is protected under an order of protection or injunction against  
14 harassment shall attach a copy of the order of protection or injunction  
15 against harassment or an eligible person who is a participant in the  
16 address confidentiality program shall instead attach a copy of the  
17 participant's current and valid address confidentiality program  
18 authorization card issued pursuant to section 41-163 and a statement of  
19 certification provided by the secretary of state's office.

20 4. The reasons the person reasonably believes that the person's  
21 life or safety or that of another person is in danger and that redacting  
22 the person's identifying information, including the residential address  
23 and telephone number, will serve to reduce the danger.

24 C. If an eligible person is also requesting pursuant to section  
25 11-483 that the general public be prohibited from accessing records  
26 maintained by the county recorder, the eligible person may combine the  
27 request pursuant to subsection B of this section with the request pursuant  
28 to section 11-483 by filing one affidavit. The affidavit and subsequent  
29 action by the appropriate authorities shall meet all of the requirements  
30 of this section and section 11-483.

31 D. The affidavit shall be filed with the presiding judge of the  
32 superior court in the county in which the affiant resides. To prevent  
33 multiple filings, an eligible person who is a peace officer, spouse of a  
34 peace officer, spouse or minor child of a deceased peace officer, public  
35 defender, prosecutor, code enforcement officer, corrections or detention  
36 officer, corrections support staff member or law enforcement support staff  
37 member shall deliver the affidavit to the peace officer's commanding  
38 officer, or to the head of the prosecuting, public defender, code  
39 enforcement, law enforcement, corrections or detention agency, as  
40 applicable, or that person's designee, who shall file the affidavits at  
41 one time. In the absence of an affidavit that contains a request for  
42 immediate action and that is supported by facts justifying an earlier  
43 presentation, the commanding officer, or the head of the prosecuting,  
44 public defender, code enforcement, law enforcement, corrections or

1 detention agency, as applicable, or that person's designee, shall not file  
2 affidavits more often than quarterly.

3 E. On receipt of an affidavit or affidavits, the presiding judge of  
4 the superior court shall file with the clerk of the superior court a  
5 petition on behalf of all requesting affiants. Each affidavit presented  
6 shall be attached to the petition. In the absence of an affidavit that  
7 contains a request for immediate action and that is supported by facts  
8 justifying an earlier consideration, the presiding judge may accumulate  
9 affidavits and file a petition at the end of each quarter.

10 F. The presiding judge of the superior court shall review the  
11 petition and each attached affidavit to determine whether the action  
12 requested by each affiant should be granted. If the presiding judge of  
13 the superior court concludes that the action requested by the affiant will  
14 reduce a danger to the life or safety of the affiant or another person,  
15 the presiding judge of the superior court shall order the redaction of the  
16 affiant's identifying information, including any of that person's  
17 documents, instruments, writings and information maintained by the county  
18 assessor and the county treasurer. The redaction shall be in effect for  
19 five years.

20 G. On motion to the court, if the presiding judge of the superior  
21 court concludes that an instrument or writing maintained by the county  
22 assessor or the county treasurer has been redacted or sealed in error,  
23 that the original affiant no longer lives at the address listed in the  
24 original affidavit, that the cause for the original affidavit no longer  
25 exists or that temporary access to the instrument or writing is needed,  
26 the presiding judge may temporarily stay or permanently vacate all or part  
27 of the court order prohibiting public access to the instrument or writing.

28 H. On entry of the court order, the clerk of the superior court  
29 shall file the court order and a copy of the affidavit required by  
30 subsection B of this section with the county assessor and the county  
31 treasurer. Not more than ten days after the date on which the county  
32 assessor and the county treasurer receive the court order, the county  
33 assessor and the county treasurer shall restrict access to the information  
34 as required by subsection F of this section.

35 I. If the court denies an affiant's request pursuant to this  
36 section, the affiant may request a court hearing. The hearing shall be  
37 conducted by the court in the county where the petition was filed.

38 J. The county assessor and the county treasurer shall remove the  
39 restrictions on all records that are redacted pursuant to this section by  
40 January 5 in the year after the court order expires. The county assessor  
41 or the county treasurer shall send by mail one notice to either the  
42 **ELECTION OFFICER, PUBLIC OFFICIAL**, former public official, peace officer,  
43 spouse of a peace officer, spouse or minor child of a deceased peace  
44 officer, public defender, prosecutor, code enforcement officer,  
45 corrections or detention officer, corrections support staff member, law



1 enforcement support staff member, employee of the department of child  
2 safety or employee of adult protective services who has direct contact  
3 with families in the course of employment or the employing agency of a  
4 peace officer, public defender, prosecutor, code enforcement officer,  
5 corrections or detention officer, corrections support staff member, law  
6 enforcement support staff member or employee of adult protective services  
7 who was granted an order pursuant to this section of the order's  
8 expiration date at least six months before the expiration date. If the  
9 notice is sent to the employing agency, the employing agency shall  
10 immediately notify the person who was granted the order of the upcoming  
11 expiration date. The county assessor or county treasurer may coordinate  
12 with the county recorder to prevent multiple notices from being sent to  
13 the same person.

14 K. For the purposes of this section:

15 1. "Code enforcement officer" means a person who is employed by a  
16 state or local government and whose duties include performing field  
17 inspections of buildings, structures or property to ensure compliance with  
18 and enforce national, state and local laws, ordinances and codes.

19 2. "Commissioner" means a commissioner of the superior court or  
20 municipal court.

21 3. "Corrections support staff member" means an adult or juvenile  
22 corrections employee who has direct contact with inmates.

23 4. "ELECTION OFFICER" MEANS A STATE, COUNTY OR MUNICIPAL EMPLOYEE  
24 WHO HOLDS AN ELECTION OFFICER'S CERTIFICATE ISSUED PURSUANT TO SECTION  
25 16-407.

26 ~~4.~~ 5. "Eligible person" means ~~a~~ AN ELECTION OFFICER, PUBLIC  
27 OFFICIAL, former public official, peace officer, spouse of a peace  
28 officer, spouse or minor child of a deceased peace officer, justice,  
29 judge, commissioner, hearing officer, public defender, prosecutor, code  
30 enforcement officer, adult or juvenile corrections officer, corrections  
31 support staff member, probation officer, member of the commission on  
32 appellate court appointments, member of the board of executive clemency,  
33 law enforcement support staff member, employee of the department of child  
34 safety or employee of adult protective services who has direct contact  
35 with families in the course of employment, national guard member who is  
36 acting in support of a law enforcement agency, person who is protected  
37 under an order of protection or injunction against harassment, person who  
38 is a participant in the address confidentiality program pursuant to title  
39 41, chapter 1, article 3, or firefighter who is assigned to the Arizona  
40 counter terrorism information center in the department of public safety.

41 ~~5.~~ 6. "Former public official" means a person who was duly elected  
42 or appointed to Congress, the legislature or a statewide office, who  
43 ceased serving in that capacity and who was the victim of a dangerous  
44 offense as defined in section 13-105 while in office.

1 ~~6.~~ 7. "Hearing officer" means a hearing officer who is appointed  
2 pursuant to section 28-1553.

3 ~~7.~~ 8. "Judge" means a judge or former judge of the United States  
4 district court, the United States court of appeals, the United States  
5 magistrate court, the United States bankruptcy court, the United States  
6 immigration court, the Arizona court of appeals, the superior court or a  
7 municipal court.

8 ~~8.~~ 9. "Justice" means a justice of the United States or Arizona  
9 supreme court or a justice of the peace.

10 ~~9.~~ 10. "Law enforcement support staff member" means a person who  
11 serves in the role of an investigator or prosecutorial assistant in an  
12 agency that investigates or prosecutes crimes, who is integral to the  
13 investigation or prosecution of crimes and whose name or identity will be  
14 revealed in the course of public proceedings.

15 ~~10.~~ 11. "Peace officer":

16 (a) Means any person vested by law, or formerly vested by law, with  
17 a duty to maintain public order and make arrests.

18 (b) Includes a federal law enforcement officer or agent who resides  
19 in this state and who has the power to make arrests pursuant to federal  
20 law.

21 ~~11.~~ 12. "Prosecutor" means a current or former county attorney,  
22 municipal prosecutor, attorney general or United States attorney and  
23 includes a current or former assistant or deputy United States attorney,  
24 county attorney, municipal prosecutor or attorney general.

25 ~~12.~~ 13. "Public defender" means a federal public defender, county  
26 public defender, county legal defender or county contract indigent defense  
27 counsel and includes an assistant or deputy federal public defender,  
28 county public defender or county legal defender.

29 14. "PUBLIC OFFICIAL" MEANS A PERSON WHO IS DULY ELECTED OR  
30 APPOINTED TO CONGRESS, THE LEGISLATURE, A STATEWIDE OFFICE OR A COUNTY,  
31 CITY OR TOWN OFFICE.

32 Sec. 3. Section 13-2401, Arizona Revised Statutes, is amended to  
33 read:

34 13-2401. Personal information on the internet; exception;  
35 classification; definitions

36 A. It is unlawful for a person to knowingly make available on the  
37 ~~world wide web~~ INTERNET the personal information of ~~a~~ AN ELECTION  
38 OFFICER, PUBLIC OFFICIAL, peace officer, justice, judge, commissioner,  
39 hearing officer, public defender, member of the commission on appellate  
40 court appointments, employee of the department of child safety or employee  
41 of adult protective services who has direct contact with families in the  
42 course of employment or prosecutor if the dissemination of the personal  
43 information poses an imminent and serious threat to the ELECTION  
44 OFFICER'S, PUBLIC OFFICIAL'S, peace officer's, justice's, judge's,  
45 commissioner's, hearing officer's, public defender's, member's, department

1 of child safety employee's, adult protective services employee's or  
2 prosecutor's safety or the safety of that person's immediate family and  
3 the threat is reasonably apparent to the person making the information  
4 available on the internet to be serious and imminent. FOR THE PURPOSES OF  
5 THIS SUBSECTION, "PERSONAL INFORMATION" INCLUDES THE ADDRESS OF A PROPERTY  
6 HELD IN TRUST BY A PUBLIC OFFICIAL.

7 B. It is not a violation of this section if an employee of a county  
8 recorder, county treasurer or county assessor publishes personal  
9 information, in good faith, on the website of the county recorder, county  
10 treasurer or county assessor in the ordinary course of carrying out public  
11 functions.

12 C. A violation of subsection A of this section is a class 5 felony.

13 D. For the purposes of this section:

14 1. "Commissioner" means a commissioner of the superior court or  
15 municipal court.

16 2. "ELECTION OFFICER" MEANS A STATE, COUNTY OR MUNICIPAL EMPLOYEE  
17 WHO HOLDS AN ELECTION OFFICER'S CERTIFICATE ISSUED PURSUANT TO SECTION  
18 16-407.

19 ~~2.~~ 3. "Hearing officer" means a hearing officer who is appointed  
20 pursuant to section 28-1553.

21 ~~3.~~ 4. "Immediate family" means a peace officer's, justice's,  
22 judge's, commissioner's, public defender's or prosecutor's spouse, child  
23 or parent and any other adult who lives in the same residence as the  
24 person.

25 ~~4.~~ 5. "Judge" means a judge of the United States district court,  
26 the United States court of appeals, the United States magistrate court,  
27 the United States bankruptcy court, the Arizona court of appeals, the  
28 superior court or a municipal court.

29 ~~5.~~ 6. "Justice" means a justice of the United States or Arizona  
30 supreme court or a justice of the peace.

31 ~~6.~~ 7. "Personal information" means ~~a~~ AN ELECTION OFFICER'S,  
32 PUBLIC OFFICIAL'S, peace officer's, justice's, judge's, commissioner's,  
33 hearing officer's, public defender's, commission on appellate court  
34 appointments member's or prosecutor's home address, home telephone number,  
35 pager number, personal photograph, directions to the person's home or  
36 photographs of the person's home or vehicle.

37 ~~7.~~ 8. "Prosecutor" means a current or former county attorney,  
38 municipal prosecutor, attorney general or United States attorney and  
39 includes a current or former assistant or deputy United States attorney,  
40 county attorney, municipal prosecutor or attorney general.

41 ~~8.~~ 9. "Public defender" means a federal public defender, county  
42 public defender, county legal defender or county contract indigent defense  
43 counsel and includes an assistant or deputy federal public defender,  
44 county public defender or county legal defender.

1           10. "PUBLIC OFFICIAL" MEANS A PERSON WHO IS DULY ELECTED OR  
2 APPOINTED TO CONGRESS, THE LEGISLATURE, A STATEWIDE OFFICE OR A COUNTY,  
3 CITY OR TOWN OFFICE.

4           Sec. 4. Section 16-153, Arizona Revised Statutes, is amended to  
5 read:

6           16-153. Voter registration; confidentiality; definitions

7           A. Eligible persons, and any other registered voter who resides at  
8 the same residence address as the eligible person, may request that the  
9 general public be prohibited from accessing the eligible person's  
10 identifying information, including any of THE FOLLOWING:

11           1. That person's documents and voting precinct number contained in  
12 that person's voter registration record.

13           2. IF THE PERSON IS A PUBLIC OFFICIAL, THE ADDRESS OF A PROPERTY  
14 HELD IN TRUST BY THE PUBLIC OFFICIAL.

15           B. Eligible persons may request this action by filing an affidavit  
16 that states all of the following on an application form developed by the  
17 administrative office of the courts in agreement with an association of  
18 counties and an organization of peace officers:

19           1. The person's full legal name, residential address and date of  
20 birth.

21           2. Unless the person is the spouse of a peace officer or the spouse  
22 or minor child of a deceased peace officer or the person is a former  
23 public official or former judge, the position the person currently holds  
24 and a description of the person's duties, except that an eligible person  
25 who is protected under an order of protection or injunction against  
26 harassment shall instead attach a copy of the order of protection or  
27 injunction against harassment.

28           3. The reasons for reasonably believing that the person's life or  
29 safety or that of another person is in danger and that sealing the  
30 identifying information and voting precinct number of the person's voting  
31 record will serve to reduce the danger.

32           C. The affidavit shall be filed with the presiding judge of the  
33 superior court in the county in which the affiant resides. To prevent  
34 multiple filings, an eligible person who is a peace officer, prosecutor,  
35 public defender, code enforcement officer, corrections or detention  
36 officer, corrections support staff member or law enforcement support staff  
37 member shall deliver the affidavit to the peace officer's commanding  
38 officer, or to the head of the prosecuting, public defender, code  
39 enforcement, law enforcement, corrections or detention agency, as  
40 applicable, or that person's designee, who shall file the affidavits at  
41 one time. In the absence of an affidavit that contains a request for  
42 immediate action and is supported by facts justifying an earlier  
43 presentation, the commanding officer, or the head of the prosecuting,  
44 public defender, code enforcement, law enforcement, corrections or

1 detention agency, as applicable, or that person's designee, shall not file  
2 affidavits more often than quarterly.

3 D. On receipt of an affidavit or affidavits, the presiding judge of  
4 the superior court shall file with the clerk of the superior court a  
5 petition on behalf of all requesting affiants. The petition shall have  
6 attached each affidavit presented. In the absence of an affidavit that  
7 contains a request for immediate action and that is supported by facts  
8 justifying an earlier consideration, the presiding judge may accumulate  
9 affidavits and file a petition at the end of each quarter.

10 E. The presiding judge of the superior court shall review the  
11 petition and each attached affidavit to determine whether the action  
12 requested by each affiant should be granted. The presiding judge of the  
13 superior court shall order the sealing for five years of the information  
14 contained in the voter record of the affiant and, on request, any other  
15 registered voter who resides at the same residence address if the  
16 presiding judge concludes that this action will reduce a danger to the  
17 life or safety of the affiant.

18 F. The recorder shall remove the restrictions on all voter records  
19 submitted pursuant to subsection E of this section by January 5 in the  
20 year after the court order expires. The county recorder shall send by  
21 mail one notice to either the **ELECTION OFFICER, PUBLIC OFFICIAL**, former  
22 public official, peace officer, spouse of a peace officer, spouse or minor  
23 child of a deceased peace officer, public defender, prosecutor, code  
24 enforcement officer, corrections or detention officer, corrections support  
25 staff member, law enforcement support staff member, employee of the  
26 department of child safety or employee of adult protective services who  
27 has direct contact with families in the course of employment or the  
28 employing agency of a peace officer, public defender, prosecutor, code  
29 enforcement officer, corrections or detention officer, corrections support  
30 staff member or law enforcement support staff member who was granted an  
31 order pursuant to this section of the order's expiration date at least six  
32 months before the January 5 removal date. If the notice is sent to the  
33 employing agency, the employing agency shall immediately notify the person  
34 who was granted the order of the upcoming expiration date. The county  
35 recorder may coordinate with the county assessor and county treasurer to  
36 prevent multiple notices from being sent to the same person.

37 G. On entry of the court order, the clerk of the superior court  
38 shall file the court order with the county recorder. On receipt of the  
39 court order the county recorder shall seal the voter registration of the  
40 persons listed in the court order no later than one hundred twenty days  
41 from the date of receipt of the court order. To include a subsequent  
42 voter registration in the court order, a person listed in the court order  
43 shall present to the county recorder at the time of registration a  
44 certified copy of the court order or shall provide the county recorder the

1 recording number of the court order. The information in the registration  
2 shall not be disclosed and is not a public record.

3 H. If the court denies an affiant's requested sealing of the voter  
4 registration record, the affiant may request a court hearing. The hearing  
5 shall be conducted by the court where the petition was filed.

6 I. On motion to the court, if the presiding judge of the superior  
7 court concludes that a voter registration record has been sealed in error  
8 or that the cause for the original affidavit no longer exists, the  
9 presiding judge may vacate the court order prohibiting public access to  
10 the voter registration record.

11 J. On request by a person who is protected under an order of  
12 protection or injunction against harassment and presentation of an order  
13 of protection issued pursuant to section 13-3602, an injunction against  
14 harassment issued pursuant to section 12-1809 or an order of protection or  
15 injunction against harassment issued by a court in another state or a  
16 program participant in the address confidentiality program pursuant to  
17 title 41, chapter 1, article 3, the county recorder shall seal the voter  
18 registration record of the person who is protected and, on request, any  
19 other registered voter who resides at the residence address of the  
20 protected person. The record shall be sealed no later than one hundred  
21 twenty days from the date of receipt of the court order. The information  
22 in the registration shall not be disclosed and is not a public record.

23 K. For the purposes of this section:

24 1. "Code enforcement officer" means a person who is employed by a  
25 state or local government and whose duties include performing field  
26 inspections of buildings, structures or property to ensure compliance with  
27 and enforce national, state and local laws, ordinances and codes.

28 2. "Commissioner" means a commissioner of the superior court or  
29 municipal court.

30 3. "Corrections support staff member" means an adult or juvenile  
31 corrections employee who has direct contact with inmates.

32 4. "ELECTION OFFICER" MEANS A STATE, COUNTY OR MUNICIPAL EMPLOYEE  
33 WHO HOLDS AN ELECTION OFFICER'S CERTIFICATE ISSUED PURSUANT TO SECTION  
34 16-407.

35 ~~4.~~ 5. "Eligible person" means ~~a~~ AN ELECTION OFFICER, public  
36 official, former public official, peace officer, spouse of a peace  
37 officer, spouse or minor child of a deceased peace officer, justice,  
38 judge, commissioner, hearing officer, public defender, prosecutor, member  
39 of the commission on appellate court appointments, code enforcement  
40 officer, adult or juvenile corrections officer, corrections support staff  
41 member, probation officer, member of the board of executive clemency, law  
42 enforcement support staff member, employee of the department of child  
43 safety or employee of adult protective services who has direct contact  
44 with families in the course of employment, national guard member who is  
45 acting in support of a law enforcement agency, person who is protected

1 under an order of protection or injunction against harassment or  
2 firefighter who is assigned to the Arizona counter terrorism information  
3 center in the department of public safety.

4 ~~5.~~ 6. "Former public official" means a person who was duly elected  
5 or appointed to Congress, the legislature or a statewide office, who  
6 ceased serving in that capacity and who was the victim of a dangerous  
7 offense as defined in section 13-105 while in office.

8 ~~6.~~ 7. "Hearing officer" means a hearing officer who is appointed  
9 pursuant to section 28-1553.

10 ~~7.~~ 8. "Judge" means a judge or former judge of the United States  
11 district court, the United States court of appeals, the United States  
12 magistrate court, the United States bankruptcy court, the United States  
13 immigration court, the Arizona court of appeals, the superior court or a  
14 municipal court.

15 ~~8.~~ 9. "Justice" means a justice of the United States or Arizona  
16 supreme court or a justice of the peace.

17 ~~9.~~ 10. "Law enforcement support staff member" means a person who  
18 serves in the role of an investigator or prosecutorial assistant in an  
19 agency that investigates or prosecutes crimes, who is integral to the  
20 investigation or prosecution of crimes and whose name or identity will be  
21 revealed in the course of public proceedings.

22 ~~10.~~ 11. "Peace officer":

23 (a) Has the same meaning prescribed in section 1-215.

24 (b) Includes a federal law enforcement officer or agent who resides  
25 in this state and who has the power to make arrests pursuant to federal  
26 law.

27 ~~11.~~ 12. "Prosecutor" means a current or former United States  
28 attorney, county attorney, municipal prosecutor or attorney general and  
29 includes a current or former assistant or deputy United States attorney,  
30 county attorney, municipal prosecutor or attorney general.

31 ~~12.~~ 13. "Public defender" means a federal public defender, county  
32 public defender, county legal defender or county contract indigent defense  
33 counsel and includes an assistant or deputy federal public defender,  
34 county public defender or county legal defender.

35 ~~13.~~ 14. "Public official" means a person who is duly elected or  
36 appointed to Congress, the legislature ~~or~~, a statewide office ~~OR A COUNTY,~~  
37 ~~CITY OR TOWN OFFICE.~~

38 Sec. 5. Section 28-454, Arizona Revised Statutes, is amended to  
39 read:

40 28-454. Records maintained by department of transportation;  
41 redaction; definitions

42 A. Notwithstanding sections 28-447 and 28-455, an eligible person  
43 may request that persons be prohibited from accessing the eligible  
44 person's identifying information, including any of **THE FOLLOWING:**

1           1. That person's documents, contained in any record maintained by  
2 the department.

3           2. IF THE PERSON IS A PUBLIC OFFICIAL, THE ADDRESS OF A PROPERTY  
4 HELD IN TRUST BY THE PUBLIC OFFICIAL.

5           B. An eligible person may request this action by filing an  
6 affidavit that states all of the following on an application form  
7 developed by the administrative office of the courts in agreement with an  
8 association of counties, an organization of peace officers and the  
9 department:

10           1. The person's full legal name and residential address.

11           2. Unless the person is the spouse of a peace officer or the spouse  
12 or minor child of a deceased peace officer or the person is a former  
13 public official or former judge, the position the person currently holds  
14 and a description of the person's duties, except that an eligible person  
15 who is protected under an order of protection or injunction against  
16 harassment shall attach a copy of the order of protection or injunction  
17 against harassment.

18           3. The reasons the person reasonably believes that the person's  
19 life or safety or that of another person is in danger and that redacting  
20 the identifying information from the department's public records will  
21 serve to reduce the danger.

22           C. The affidavit shall be filed with the presiding judge of the  
23 superior court in the county in which the affiant resides. To prevent  
24 multiple filings, an eligible person who is a peace officer, spouse of a  
25 peace officer, spouse or minor child of a deceased peace officer,  
26 prosecutor, code enforcement officer, corrections or detention officer,  
27 corrections support staff member or law enforcement support staff member  
28 shall deliver the affidavit to the peace officer's commanding officer, or  
29 to the head of the prosecuting, code enforcement, law enforcement,  
30 corrections or detention agency, as applicable, or that person's designee,  
31 who shall file the affidavits at one time. In the absence of an affidavit  
32 that contains a request for immediate action and that is supported by  
33 facts justifying an earlier presentation, the commanding officer, or the  
34 head of the prosecuting, code enforcement, law enforcement, corrections or  
35 detention agency, as applicable, or that person's designee, shall not file  
36 affidavits more often than quarterly.

37           D. On receipt of an affidavit or affidavits, the presiding judge of  
38 the superior court shall file with the clerk of the superior court a  
39 petition on behalf of all requesting affiants. Each affidavit presented  
40 shall be attached to the petition. In the absence of an affidavit that  
41 contains a request for immediate action and that is supported by facts  
42 justifying an earlier consideration, the presiding judge may accumulate  
43 affidavits and file a petition at the end of each quarter.



1 E. The presiding judge of the superior court shall review the  
2 petition and each attached affidavit to determine whether the action  
3 requested by each affiant should be granted. The presiding judge of the  
4 superior court shall order the redaction of the residence address and  
5 telephone number from the public records maintained by the department if  
6 the judge concludes that this action will reduce a danger to the life or  
7 safety of the affiant or another person.

8 F. On entry of the court order, the clerk of the superior court  
9 shall file the court order with the department. Not more than one hundred  
10 fifty days after the date the department receives the court order, the  
11 department shall redact the identifying information of the affiants listed  
12 in the court order from the public records of the department. The  
13 identifying information shall not be disclosed and is not part of a public  
14 record.

15 G. If the court denies an affiant's request pursuant to this  
16 section, the affiant may request a court hearing. The hearing shall be  
17 conducted by the court in the county where the petition was filed.

18 H. On motion to the court, if the presiding judge of the superior  
19 court concludes that identifying information has been sealed in error or  
20 that the cause for the original affidavit no longer exists, the presiding  
21 judge may vacate the court order prohibiting public access to the  
22 identifying information.

23 I. Notwithstanding sections 28-447 and 28-455, the department shall  
24 not release a photograph of a peace officer if the peace officer has made  
25 a request as prescribed in this section that persons be prohibited from  
26 accessing the peace officer's identifying information in any record  
27 maintained by the department.

28 J. This section does not prohibit the use of a peace officer's  
29 photograph that is either:

30 1. Used by a law enforcement agency to assist a person who has a  
31 complaint against an officer to identify the officer.

32 2. Obtained from a source other than the department.

33 K. For the purposes of this section:

34 1. "Code enforcement officer" means a person who is employed by a  
35 state or local government and whose duties include performing field  
36 inspections of buildings, structures or property to ensure compliance with  
37 and enforce national, state and local laws, ordinances and codes.

38 2. "Commissioner" means a commissioner of the superior court or  
39 municipal court.

40 3. "Corrections support staff member" means an adult or juvenile  
41 corrections employee who has direct contact with inmates.

42 4. "ELECTION OFFICER" MEANS A STATE, COUNTY OR MUNICIPAL EMPLOYEE  
43 WHO HOLDS AN ELECTION OFFICER'S CERTIFICATE ISSUED PURSUANT TO SECTION  
44 16-407.

1           ~~4.~~ 5. "Eligible person" means ~~a~~ AN ELECTION OFFICER, PUBLIC  
2 OFFICIAL, former public official, peace officer, spouse of a peace  
3 officer, spouse or minor child of a deceased public officer, justice,  
4 judge or former judge, commissioner, hearing officer, public defender,  
5 prosecutor, code enforcement officer, adult or juvenile corrections  
6 officer, corrections support staff member, probation officer, member of  
7 the commission on appellate court appointments, member of the board of  
8 executive clemency, law enforcement support staff member, employee of the  
9 department of child safety or employee of adult protective services who  
10 has direct contact with families in the course of employment, national  
11 guard member who is acting in support of a law enforcement agency, person  
12 who is protected under an order of protection or injunction against  
13 harassment or firefighter who is assigned to the Arizona counter terrorism  
14 information center in the department of public safety.

15           ~~5.~~ 6. "Former public official" means a person who was duly elected  
16 or appointed to Congress, the legislature or a statewide office, who  
17 ceased serving in that capacity and who was the victim of a dangerous  
18 offense as defined in section 13-105 while in office.

19           ~~6.~~ 7. "Hearing officer" means a hearing officer who is appointed  
20 pursuant to section 28-1553.

21           ~~7.~~ 8. "Judge" means a judge or former judge of the United States  
22 district court, the United States court of appeals, the United States  
23 magistrate court, the United States bankruptcy court, the United States  
24 immigration court, the Arizona court of appeals, the superior court or a  
25 municipal court.

26           ~~8.~~ 9. "Justice" means a justice of the United States supreme court  
27 or the Arizona supreme court or a justice of the peace.

28           ~~9.~~ 10. "Law enforcement support staff member" means a person who  
29 serves in the role of an investigator or prosecutorial assistant in an  
30 agency that investigates or prosecutes crimes, who is integral to the  
31 investigation or prosecution of crimes and whose name or identity will be  
32 revealed in the course of public proceedings.

33           ~~10.~~ 11. "Peace officer":

34           (a) Has the same meaning prescribed in section 1-215.

35           (b) Includes a federal law enforcement officer or agent who resides  
36 in this state and who has the power to make arrests pursuant to federal  
37 law.

38           ~~11.~~ 12. "Prosecutor" means a current or former United States  
39 attorney, county attorney, municipal prosecutor or attorney general and  
40 includes a current or former assistant or deputy United States attorney,  
41 county attorney, municipal prosecutor or attorney general.

42           13. "PUBLIC OFFICIAL" MEANS A PERSON WHO IS DULY ELECTED OR  
43 APPOINTED TO CONGRESS, THE LEGISLATURE, A STATEWIDE OFFICE OR A COUNTY,  
44 CITY OR TOWN OFFICE.

1           Sec. 6. Section 39-123, Arizona Revised Statutes, is amended to  
2 read:

3           39-123. Information identifying eligible persons;  
4                           confidentiality; definitions

5           A. Nothing in this chapter requires disclosure from a personnel  
6 file by a law enforcement agency or employing state or local governmental  
7 entity of the home address or home telephone number of eligible persons **OR**  
8 **THE ADDRESS OF A PROPERTY HELD IN TRUST BY A PUBLIC OFFICIAL.**

9           B. The agency or governmental entity may release the information in  
10 subsection A of this section only if either:

11           1. The person consents in writing to the release.

12           2. The custodian of records of the agency or governmental entity  
13 determines that release of the information does not create a reasonable  
14 risk of physical injury to the person or the person's immediate family or  
15 damage to the property of the person or the person's immediate family.

16           C. A law enforcement agency may release a photograph of a peace  
17 officer if either:

18           1. The peace officer has been arrested or has been formally charged  
19 by complaint, information or indictment for a misdemeanor or a felony  
20 offense.

21           2. The photograph is requested by a representative of a newspaper  
22 for a specific newsworthy event unless:

23           (a) The peace officer is serving in an undercover capacity or is  
24 scheduled to be serving in an undercover capacity within sixty days.

25           (b) The release of the photograph is not in the best interest of  
26 this state after taking into consideration the privacy, confidentiality  
27 and safety of the peace officer.

28           (c) An order pursuant to section 28-454 is in effect.

29           D. This section does not prohibit the use of a peace officer's  
30 photograph that is either:

31           1. Used by a law enforcement agency to assist a person who has a  
32 complaint against an officer to identify the officer.

33           2. Obtained from a source other than the law enforcement agency.

34           E. This section does not apply to a certified peace officer or code  
35 enforcement officer who is no longer employed as a peace officer or code  
36 enforcement officer by a state or local government entity.

37           F. For the purposes of this section:

38           1. "Code enforcement officer" means a person who is employed by a  
39 state or local government and whose duties include performing field  
40 inspections of buildings, structures or property to ensure compliance with  
41 and enforce national, state and local laws, ordinances and codes.

42           2. "Commissioner" means a commissioner of the superior court or  
43 municipal court.

44           3. "Corrections support staff member" means an adult or juvenile  
45 corrections employee who has direct contact with inmates.

1           4. "ELECTION OFFICER" MEANS A STATE, COUNTY OR MUNICIPAL EMPLOYEE  
2 WHO HOLDS AN ELECTION OFFICER'S CERTIFICATE ISSUED PURSUANT TO SECTION  
3 16-407.

4           ~~4.~~ 5. "Eligible person" means ~~a~~ AN ELECTION OFFICER, PUBLIC  
5 OFFICIAL, former public official, peace officer, spouse of a peace  
6 officer, spouse or minor child of a deceased peace officer, border patrol  
7 agent, justice, judge, commissioner, hearing officer, public defender,  
8 prosecutor, code enforcement officer, adult or juvenile corrections  
9 officer, corrections support staff member, probation officer, member of  
10 the commission on appellate court appointments, member of the board of  
11 executive clemency, law enforcement support staff member, employee of the  
12 department of child safety or employee of adult protective services who  
13 has direct contact with families in the course of employment, national  
14 guard member who is acting in support of a law enforcement agency, person  
15 who is protected under an order of protection or injunction against  
16 harassment, firefighter who is assigned to the Arizona counter terrorism  
17 information center in the department of public safety or victim of  
18 domestic violence or stalking who is protected under an order of  
19 protection or injunction against harassment.

20           ~~5.~~ 6. "Former public official" means a person who was duly elected  
21 or appointed to Congress, the legislature or a statewide office, who  
22 ceased serving in that capacity and who was the victim of a dangerous  
23 offense as defined in section 13-105 while in office.

24           ~~6.~~ 7. "Hearing officer" means a hearing officer who is appointed  
25 pursuant to section 28-1553.

26           ~~7.~~ 8. "Judge" means a judge or former judge of the United States  
27 district court, the United States court of appeals, the United States  
28 magistrate court, the United States bankruptcy court, the United States  
29 immigration court, the Arizona court of appeals, the superior court or a  
30 municipal court.

31           ~~8.~~ 9. "Justice" means a justice of the United States or Arizona  
32 supreme court or a justice of the peace.

33           ~~9.~~ 10. "Law enforcement support staff member" means a person who  
34 serves in the role of an investigator or prosecutorial assistant in an  
35 agency that investigates or prosecutes crimes, who is integral to the  
36 investigation or prosecution of crimes and whose name or identity will be  
37 revealed in the course of public proceedings.

38           ~~10.~~ 11. "Peace officer" has the same meaning prescribed in section  
39 13-105.

40           ~~11.~~ 12. "Prosecutor" means a current or former county attorney,  
41 municipal prosecutor, attorney general or United States attorney and  
42 includes a current or former assistant or deputy United States attorney,  
43 county attorney, municipal prosecutor or attorney general.

44           ~~12.~~ 13. "Public defender" means a federal public defender, county  
45 public defender, county legal defender or county contract indigent defense

1 counsel and includes an assistant or deputy federal public defender,  
2 county public defender or county legal defender.

3 14. "PUBLIC OFFICIAL" MEANS A PERSON WHO IS DULY ELECTED OR  
4 APPOINTED TO CONGRESS, THE LEGISLATURE, A STATEWIDE OFFICE OR A COUNTY,  
5 CITY OR TOWN OFFICE.

6 Sec. 7. Section 39-124, Arizona Revised Statutes, is amended to  
7 read:

8 39-124. Releasing information identifying an eligible person;  
9 violations; classification; definitions

10 A. Any person who is employed by a state or local government entity  
11 and who, in violation of section 39-123, knowingly releases the home  
12 address or home telephone number of an eligible person OR THE ADDRESS OF A  
13 PROPERTY HELD IN TRUST BY A PUBLIC OFFICIAL with the intent to hinder an  
14 investigation, cause physical injury to an eligible person or the eligible  
15 person's immediate family or cause damage to the property of an eligible  
16 person or the eligible person's immediate family is guilty of a class 6  
17 felony.

18 B. Any person who is employed by a state or local government entity  
19 and who, in violation of section 39-123, knowingly releases a photograph  
20 of a peace officer with the intent to hinder an investigation, cause  
21 physical injury to a peace officer or the peace officer's immediate family  
22 or cause damage to the property of a peace officer or the peace officer's  
23 immediate family is guilty of a class 6 felony.

24 C. For the purposes of this section:

25 1. "Code enforcement officer" means a person who is employed by a  
26 state or local government and whose duties include performing field  
27 inspections of buildings, structures or property to ensure compliance with  
28 and enforce national, state and local laws, ordinances and codes.

29 2. "Commissioner" means a commissioner of the superior court or  
30 municipal court.

31 3. "Corrections support staff member" means an adult or juvenile  
32 corrections employee who has direct contact with inmates.

33 4. "ELECTION OFFICER" MEANS A STATE, COUNTY OR MUNICIPAL EMPLOYEE  
34 WHO HOLDS AN ELECTION OFFICER'S CERTIFICATE ISSUED PURSUANT TO SECTION  
35 16-407.

36 ~~4.~~ 5. "Eligible person" means ~~a~~ AN ELECTION OFFICER, PUBLIC  
37 OFFICIAL, former public official, peace officer, spouse of a peace  
38 officer, spouse or minor child of a deceased peace officer, border patrol  
39 agent, justice, judge, commissioner, hearing officer, public defender,  
40 prosecutor, code enforcement officer, adult or juvenile corrections  
41 officer, corrections support staff member, probation officer, member of  
42 the board of executive clemency, law enforcement support staff member,  
43 employee of the department of child safety or employee of adult protective  
44 services who has direct contact with families in the course of employment,  
45 national guard member who is acting in support of a law enforcement

1 agency, person who is protected under an order of protection or injunction  
2 against harassment, firefighter who is assigned to the Arizona counter  
3 terrorism information center in the department of public safety or victim  
4 of domestic violence or stalking who is protected under an order of  
5 protection or injunction against harassment.

6 ~~5.~~ 6. "Former public official" means a person who was duly elected  
7 or appointed to Congress, the legislature or a statewide office, who  
8 ceased serving in that capacity and who was the victim of a dangerous  
9 offense as defined in section 13-105 while in office.

10 ~~6.~~ 7. "Hearing officer" means a hearing officer who is appointed  
11 pursuant to section 28-1553.

12 ~~7.~~ 8. "Judge" means a judge or former judge of the United States  
13 district court, the United States court of appeals, the United States  
14 magistrate court, the United States bankruptcy court, the United States  
15 immigration court, the Arizona court of appeals, the superior court or a  
16 municipal court.

17 ~~8.~~ 9. "Justice" means a justice of the United States or Arizona  
18 supreme court or a justice of the peace.

19 ~~9.~~ 10. "Law enforcement support staff member" means a person who  
20 serves in the role of an investigator or prosecutorial assistant in an  
21 agency that investigates or prosecutes crimes, who is integral to the  
22 investigation or prosecution of crimes and whose name or identity will be  
23 revealed in the course of public proceedings.

24 ~~10.~~ 11. "Peace officer" has the same meaning prescribed in section  
25 13-105.

26 ~~11.~~ 12. "Prosecutor" means a current or former county attorney,  
27 municipal prosecutor, attorney general or United States attorney and  
28 includes a current or former assistant or deputy United States attorney,  
29 county attorney, municipal prosecutor or attorney general.

30 ~~12.~~ 13. "Public defender" means a federal public defender, county  
31 public defender, county legal defender or county contract indigent defense  
32 counsel and includes an assistant or deputy federal public defender,  
33 county public defender or county legal defender.

34 14. "PUBLIC OFFICIAL" MEANS A PERSON WHO IS DULY ELECTED OR  
35 APPOINTED TO CONGRESS, THE LEGISLATURE, A STATEWIDE OFFICE OR A COUNTY,  
36 CITY OR TOWN OFFICE.