

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2101

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 16-181, Arizona Revised Statutes, is amended to
3 read:

4 16-181. Return of registration; alteration; civil penalty;
5 violation; classification

6 A. An intentional failure of an authorized person, INCLUDING A
7 PERSON OR NONGOVERNMENTAL ORGANIZATION THAT RECEIVES BLANK VOTER
8 REGISTRATION FORMS FROM THE SECRETARY OF STATE, COUNTY RECORDER OR OTHER
9 AUTHORIZED ELECTION OFFICIAL, to return the completed registration
10 materials as provided in this chapter is a class 2 misdemeanor. A
11 NONGOVERNMENTAL ORGANIZATION THAT FAILS TO TIMELY RETURN COMPLETED
12 REGISTRATION MATERIALS THAT ARE TIMELY RECEIVED FROM A REGISTRANT IS
13 SUBJECT TO A CIVIL PENALTY OF \$50,000.

14 B. IF AN EMPLOYEE, CONTRACTOR OR VOLUNTEER OF A NONGOVERNMENTAL
15 ORGANIZATION REGISTERS VOTERS ON BEHALF OF THE NONGOVERNMENTAL ORGANIZATION
16 AND UNLAWFULLY ALTERS THE INFORMATION ON A VOTER REGISTRATION FORM, THE
17 NONGOVERNMENTAL ORGANIZATION IS SUBJECT TO A CIVIL PENALTY OF \$1,500 FOR
18 EACH UNLAWFULLY ALTERED VOTER REGISTRATION FORM IT RETURNS.

19 Sec. 2. Title 16, chapter 1.1, article 1, Arizona Revised Statutes,
20 is amended by adding section 16-194, to read:

21 16-194. Primary and general elections; requirements

22 A. NOTWITHSTANDING ANY OTHER LAW, ALL PRIMARY AND GENERAL ELECTIONS
23 IN THIS STATE SHALL BE CONDUCTED IN STRICT ADHERENCE TO THE FOLLOWING:

1 1. A VOTER MAY NOT RECEIVE OR VOTE A BALLOT UNLESS THE VOTER HAS
2 PRESENTED VALID STATE-ISSUED IDENTIFICATION.

3 2. EXCEPT FOR ABSENTEE BALLOTS AS PRESCRIBED BY SECTION 16-541:

4 (a) ALL VOTING SHALL OCCUR ON ELECTION DAY ONLY.

5 (b) ALL BALLOTS SHALL BE CAST IN PERSON BY THE VOTER AT THE VOTER'S
6 ELECTION PRECINCT POLLING PLACE.

7 3. ALL BALLOTS SHALL BE COUNTED BY HAND AND CANVASSED AND THE
8 RETURNS MADE WITHIN TWENTY-FOUR HOURS AFTER THE POLLS ARE CLOSED.

9 B. EXCEPT AS REQUIRED BY SUBSECTION A OF THIS SECTION, ALL PRIMARY
10 AND GENERAL ELECTIONS SHALL BE CONDUCTED AS OTHERWISE PROVIDED BY LAW.

11 Sec. 3. Title 16, chapter 4, article 1, Arizona Revised Statutes, is
12 amended by adding sections 16-407.04 and 16-410.01, to read:

13 16-407.04. Ranked choice voting prohibited

14 AN ELECTION IN THIS STATE MAY NOT ALLOW THE RANKING OF CANDIDATES IN
15 ANY MANNER OTHER THAN WITH A SINGLE VOTE FOR ONE CANDIDATE FOR EACH OFFICE
16 TO BE FILLED.

17 16-410.01. County recorder; duties

18 NOTWITHSTANDING ANY OTHER LAW, THE COUNTY RECORDER IS RESPONSIBLE
19 ONLY FOR PROVIDING AN ADEQUATE NUMBER AND TYPE OF BALLOTS, PENS, TABLES AND
20 OTHER EQUIPMENT AS NECESSARY FOR THE VARIOUS POLLING PLACES LOCATED IN
21 PRECINCTS AS DETERMINED BY THE NUMBER OF REGISTERED VOTERS IN THE
22 PRECINCTS. THE COUNTY BOARD OF SUPERVISORS SHALL PERFORM OR SUPERVISE ALL
23 OTHER ELECTION RELATED DUTIES.

24 Sec. 4. Section 16-515, Arizona Revised Statutes, is amended to
25 read:

26 16-515. "Seventy-five foot limit" notices; posting; violation;
27 classification

28 A. Except as prescribed in this section and section 16-580, a person
29 shall not be allowed to remain inside the seventy-five foot limit while the
30 polls are open, except for the purpose of voting, and except the election
31 officials, one representative at any one time of each political party
32 represented on the ballot who has been appointed by the county chairman of

1 that political party and the challengers allowed by law, and ~~no~~
2 electioneering may NOT occur within the seventy-five foot limit. Voters
3 having cast their ballots shall promptly move outside the seventy-five foot
4 limit.

5 B. The board of supervisors shall furnish, with the ballots for each
6 polling place, three notices, printed in letters not less than two inches
7 high, with the heading: "Seventy-five foot limit" and underneath that
8 heading the following:

9 No person shall be allowed to remain inside these limits while
10 the polls are open, except for the purpose of voting, and
11 except the election officials, one representative at any one
12 time of each political party ~~represented on the ballot~~ who has
13 been appointed by the county chairman of such political party,
14 and the challengers allowed by law. Voters having cast their
15 ballots shall at once retire without the seventy-five foot
16 limit. A person violating any provision of this notice is
17 guilty of a class 2 misdemeanor.

18 C. ~~A minor voting in a simulated election at a polling place is~~
19 ~~subject to the same seventy-five foot limit restrictions prescribed for a~~
20 ~~voter. Persons supervising or working in a simulated election in which~~
21 ~~minors vote may remain within the seventy-five foot limit of the polling~~
22 ~~place.~~ The inspector for the polling place shall exercise authority over
23 all election ~~and simulated election~~ related activities at the polling
24 place.

25 D. For an election that is held by an Indian tribe and that is held
26 at a polling place at the same time and on the same date as any other
27 election, the following apply:

28 1. A person who is voting is subject to the same seventy-five foot
29 limit restrictions prescribed for other voters.

30 2. An election official for the tribal election may remain within
31 the seventy-five foot limit for the polling place.

1 E. With the permission of the voter, a minor may enter and remain
2 within the seventy-five foot limit in order to accompany a voter into a
3 polling place, an on-site ~~early~~ voting facility and a voting booth while
4 the voter is voting.

5 F. Notwithstanding any other law, an election official, a
6 representative of a political party who has been appointed by the county
7 chairman of that political party or a challenger who is authorized by law
8 to be within the seventy-five foot limit as prescribed by this section
9 shall not wear, carry or display materials that identify or express support
10 for or opposition to a candidate, a political party or organization, a
11 ballot question or any other political issue and shall not electioneer
12 within the seventy-five foot limit of a polling place.

13 G. Notwithstanding section 16-1018, a person may not take
14 photographs or videos while within the seventy-five foot limit.

15 H. ~~Any~~ A person ~~violating~~ WHO VIOLATES this section is guilty of a
16 class 2 misdemeanor.

17 I. For the purposes of this section, electioneering occurs when an
18 individual knowingly, intentionally, by verbal expression and in order to
19 induce or compel another person to vote in a particular manner or to
20 refrain from voting expresses support for or opposition to a candidate who
21 appears on the ballot in that election, a ballot question that appears on
22 the ballot in that election or a political party with one or more
23 candidates who appear on the ballot in that election.

24 Sec. 5. Title 16, chapter 4, article 9, Arizona Revised Statutes, is
25 amended by adding section 16-575, to read:

26 16-575. Mask mandate; vaccination; testing prohibition

27 THE BOARD OF SUPERVISORS, COUNTY RECORDER AND OFFICER IN CHARGE OF
28 ELECTIONS MAY NOT REQUIRE THAT A VOTER, A BOARD WORKER OR ANY OTHER PERSON
29 WEAR A FACIAL MASK AT A POLLING PLACE OR OTHER VOTING OR TABULATING
30 LOCATION OR BE VACCINATED AGAINST OR TESTED FOR A VIRUS AS A CONDITION OF
31 ENTERING A POLLING PLACE OR OTHER VOTING OR TABULATING LOCATION.

1 Sec. 6. Section 16-1011, Arizona Revised Statutes, is amended to
2 read:

3 16-1011. Counterfeiting election returns; violation;
4 classification

5 A. A person who knowingly forges or counterfeits returns of an
6 election purporting to have been held at a precinct or place where no
7 election was in fact held, or who knowingly substitutes, forges or
8 counterfeits returns of election instead of the true returns for a precinct
9 or place where an election was actually held, is guilty of a class 3
10 felony.

11 B. A person who knowingly substitutes, forges, counterfeits or
12 tampers with ballot tabulations or totals or election results by electronic
13 means or through the use of a computer, machine or other device is guilty
14 of a class ~~3~~ 2 felony. This subsection does not apply to the casting or
15 tallying of ballots as provided by law or to the substitution or
16 duplication of ballots as prescribed by sections 16-573, ~~AND~~ 16-574 ~~and~~
17 ~~16-621~~.

18 C. Notwithstanding sections 13-907 and 13-908, a person who is
19 convicted under this section shall not be automatically restored the right
20 to vote."

21 Amend title to conform

LIZ HARRIS

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02/09/2023
02:40 PM
C: MR