

House Engrossed

voting equipment; inspection; elected officials

State of Arizona
House of Representatives
Fifty-sixth Legislature
Second Regular Session
2024

HOUSE BILL 2787

AN ACT

AMENDING TITLE 16, CHAPTER 4, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 16-406.01; RELATING TO CONDUCT OF ELECTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 16, chapter 4, article 1, Arizona Revised
3 Statutes, is amended by adding section 16-406.01, to read:

4 16-406.01. Inspection of voting equipment; elected officials;
5 access

6 NOTWITHSTANDING ANY OTHER LAW, THE CHAIR AND RANKING MEMBER OF THE
7 HOUSE AND SENATE COMMITTEES WITH JURISDICTION OVER ELECTIONS MAY INSPECT
8 ANY AND ALL VOTING EQUIPMENT USED IN A JURISDICTION WHILE ACCOMPANIED BY
9 AN EXPERT OF THEIR CHOICE. DURING ANY INSPECTION THE CHAIR OR RANKING
10 MEMBER OF THE OPPOSING PARTY HAS THE RIGHT TO ATTEND. ON REQUEST OF THE
11 ELECTED OFFICIAL, THE INSPECTION SHALL INCLUDE ACCESS TO ALL SOURCE CODE
12 AND OTHER PROPRIETARY MATERIAL RELATED TO THE VOTING EQUIPMENT. AN
13 ELECTED OFFICIAL MAY CONDUCT THE INSPECTION AT ANY TIME WITH FIVE CALENDAR
14 DAYS NOTICE TO THEIR OPPOSING PARTY COUNTERPART BUT MAY NOT DISRUPT THE
15 VOTING PROCESS ON ELECTION DAY. THE ELECTED OFFICIAL AND ACCOMPANYING
16 EXPERT ARE LEGALLY BOUND TO KEEP ALL INFORMATION RECEIVED FROM THIS
17 INSPECTION CONFIDENTIAL UNLESS THE ELECTED OFFICIAL OR THE ACCOMPANYING
18 EXPERT HAS A GOOD FAITH BELIEF THAT THE VOTING EQUIPMENT IS MALFUNCTIONING
19 OR BEING EXPLOITED IN ANY MANNER THAT VIOLATES ANY ELECTION LAW. THE
20 ELECTED OFFICIAL'S COUNTERPART OF THE OTHER PARTY ALSO HAS THE RIGHT TO
21 BRING THEIR OWN EXPERT.