

REFERENCE TITLE: voter registrations; organizations; prohibition

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

## **HB 2852**

Introduced by  
Representatives Heap: Chaplik, Gillette, Jones, Marshall, Parker B, Parker  
J, Smith

AN ACT

AMENDING SECTION 16-166, ARIZONA REVISED STATUTES; RELATING TO  
REGISTRATION ROLLS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 16-166, Arizona Revised Statutes, is amended to  
3 read:

4 16-166. Verification of registration

5 A. Except for the mailing of sample ballots, a county recorder who  
6 mails an item to any elector shall send the mailing by nonforwardable  
7 first class mail marked with the statement required by the postmaster to  
8 receive an address correction notification. If the item is returned  
9 undelivered, the county recorder shall send a follow-up notice to that  
10 elector within three weeks of receipt of the returned notice. The county  
11 recorder shall send the follow-up notice to the address that appears in  
12 the general county register or to the forwarding address provided by the  
13 United States postal service. The follow-up notice shall include an  
14 appropriate internet address for revising voter registration information  
15 or a registration form and the information prescribed by section 16-131,  
16 subsection C and shall state that if the elector does not complete and  
17 return a new registration form with current information to the county  
18 recorder or make changes to the elector's voter registration information  
19 that is maintained online within thirty-five days, the elector's  
20 registration status shall be changed from active to inactive.

21 B. If the elector provides the county recorder with a new  
22 registration form or otherwise revises the elector's information, the  
23 county recorder shall change the general register to reflect the changes  
24 indicated on the new registration. If the elector indicates a new  
25 residence address outside that county, the county recorder shall forward  
26 the voter registration form or revised information to the county recorder  
27 of the county in which the elector's address is located. If the elector  
28 provides a new residence address that is located outside this state, the  
29 county recorder shall cancel the elector's registration.

30 C. The county recorder shall maintain on the inactive voter list  
31 the names of electors who have been removed from the general register  
32 pursuant to subsection A or E of this section for a period of four years  
33 or through the date of the second general election for federal office  
34 following the date of the notice from the county recorder that is sent  
35 pursuant to subsection E of this section.

36 D. On notice that a government agency has changed the name of any  
37 street, route number, post office box number or other address designation,  
38 the county recorder shall revise the registration records and shall send a  
39 new verification of registration notice to the electors whose records were  
40 changed.

41 E. The county recorder on or before May 1 of each year preceding a  
42 state primary and general election or more frequently as the recorder  
43 deems necessary may use the change of address information supplied by the  
44 postal service through its licensees and the information provided by ~~an~~  
45 ~~electronic voter registration information center~~ A CONTRACTED THIRD PARTY

1 to identify registrants whose addresses may have changed. If it appears  
 2 from information provided by the postal service or ~~an electronic voter~~  
 3 ~~registration information center~~ A CONTRACTED THIRD PARTY that a registrant  
 4 has moved to a different residence address, the county recorder shall send  
 5 the registrant a notice of the change by forwardable mail and a postage  
 6 prepaid preaddressed return form or an appropriate internet address for  
 7 revising voter registration information by which the registrant may verify  
 8 or correct the registration information. If the registrant fails to  
 9 revise the information or return the form postmarked not later than  
 10 thirty-five days after the mailing of the notice, the elector's  
 11 registration status shall be changed from active to inactive. If the  
 12 notice sent by the recorder is not returned, the registrant may be  
 13 required to provide affirmation or confirmation of the registrant's  
 14 address in order to vote. If the registrant does not vote in an election  
 15 during the period after the date of the notice from the recorder through  
 16 the date of the second general election for federal office following the  
 17 date of that notice, the registrant's name shall be removed from the list  
 18 of inactive voters. If the registrant has changed residence to a new  
 19 county, the county recorder shall provide information on how the  
 20 registrant can continue to be eligible to vote.

21 F. The county recorder shall reject any application for  
 22 registration that is not accompanied by satisfactory evidence of United  
 23 States citizenship. Satisfactory evidence of citizenship shall include  
 24 any of the following:

25 1. The number of the applicant's driver license or nonoperating  
 26 identification license issued after October 1, 1996 by the department of  
 27 transportation or the equivalent governmental agency of another state  
 28 within the United States if the agency indicates on the applicant's driver  
 29 license or nonoperating identification license that the person has  
 30 provided satisfactory proof of United States citizenship.

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

33 3. A legible photocopy of pertinent pages of the applicant's United  
 34 States passport identifying the applicant and the applicant's passport  
 35 number or presentation to the county recorder of the applicant's United  
 36 States passport.

37 4. A presentation to the county recorder of the applicant's United  
 38 States naturalization documents or the number of the certificate of  
 39 naturalization. If only the number of the certificate of naturalization  
 40 is provided, the applicant shall not be included in the registration rolls  
 41 until the number of the certificate of naturalization is verified with the  
 42 United States immigration and naturalization service by the county  
 43 recorder.

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

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

3           G. Notwithstanding subsection F of this section, any person who is  
4 registered in this state on the effective date of this amendment to this  
5 section is deemed to have provided satisfactory evidence of citizenship  
6 and shall not be required to resubmit evidence of citizenship unless the  
7 person is changing voter registration from one county to another.

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

10          I. A person who modifies voter registration records with a new  
11 residence ballot shall not be required to submit evidence of citizenship.  
12 After citizenship has been demonstrated to the county recorder, the person  
13 is not required to resubmit satisfactory evidence of citizenship in that  
14 county.

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

19          K. THIS STATE AND ANY CITY, TOWN, COUNTY OR POLITICAL SUBDIVISION  
20 OF THIS STATE MAY NOT DO EITHER OF THE FOLLOWING:

21           1. BE A MEMBER OF ANY MULTISTATE VOTER REGISTRATION OR VOTER  
22 REGISTRATION LIST MAINTENANCE ORGANIZATION THAT REQUIRES THAT THIS STATE  
23 PROVIDE THE ORGANIZATION WITH INFORMATION DERIVED FROM VOTER REGISTRATION  
24 RECORDS THAT IS OTHERWISE REQUIRED TO BE CONFIDENTIAL, INCLUDING THE  
25 SOURCE OF REGISTRATION OR DECLINATION TO REGISTER, FULL OR PARTIAL SOCIAL  
26 SECURITY NUMBERS OR DRIVER LICENSE NUMBERS OR ANY RECORDS FROM THE  
27 DEPARTMENT OF TRANSPORTATION.

28           2. JOIN OR ENTER INTO ANY AGREEMENT WITH ANY ORGANIZATION THAT  
29 IMPOSES ANY DUTY ON THIS STATE, INCLUDING MAILING VOTER REGISTRATION FORMS  
30 TO PERSONS WHO ARE NOT REGISTERED TO VOTE, OR ON ANY CITY, TOWN, COUNTY OR  
31 POLITICAL SUBDIVISION OF THIS STATE THAT IS NOT EXPRESSLY REQUIRED BY THE  
32 LAWS OF THIS STATE.