

Senate Engrossed House Bill
voter registrations; organizations; prohibition

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

HOUSE BILL 2852

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. THROUGH DECEMBER 31, 2025, BE A MEMBER OF A VOTER REGISTRATION
22 LIST MAINTENANCE ORGANIZATION THAT REQUIRES THAT THIS STATE PROVIDE THE
23 ORGANIZATION WITH INFORMATION DERIVED FROM VOTER REGISTRATION RECORDS.
24 BEGINNING ON JANUARY 1, 2026, IF THE SECRETARY OF STATE INTENDS TO JOIN A
25 MULTI JURISDICTIONAL VOTER REGISTRATION LIST MAINTENANCE ORGANIZATION, THE
26 SECRETARY OF STATE SHALL SUBMIT THE STATE'S PLANNED ENROLLMENT TO THE
27 JOINT LEGISLATIVE AUDIT COMMITTEE FOR REVIEW BY THE COMMITTEE. THE
28 SECRETARY OF STATE ALSO SHALL PROVIDE PUBLIC NOTICE OF THE PROPOSED
29 ENROLLMENT, WHICH SHALL INCLUDE THE NAME OF THE ORGANIZATION. ANY
30 MULTI JURISDICTIONAL VOTER REGISTRATION LIST MAINTENANCE ORGANIZATION THAT
31 THIS STATE JOINS MAY NOT REQUIRE THIS STATE TO CONDUCT ANY VOTER
32 REGISTRATION PROGRAMS THAT ARE NOT SPECIFICALLY AUTHORIZED BY THE LAWS OF
33 THIS STATE.

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