

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1285

(Reference to Senate engrossed bill)

1 Page 1, line 15, after the period insert "THROUGH 2024, A CANDIDATE MAY CHOOSE TO
2 COLLECT UP TO THE MINIMUM NUMBER OF REQUIRED NOMINATION PETITION SIGNATURES
3 BY USE OF THE ONLINE SIGNATURE COLLECTION SYSTEM PRESCRIBED BY THIS
4 SECTION. BEGINNING IN 2025,"

5 After line 20, insert:

6 "Sec. 2. Section 16-550, Arizona Revised Statutes, is amended to
7 read:

8 16-550. Receipt of voter's ballot; cure period; tracking
9 system

10 A. Except for early ballots tabulated as prescribed in section
11 16-579.02 or, beginning in 2026, received at a voting location after a
12 voter's identification is confirmed as prescribed by section 16-579,
13 subsection A, paragraph 4, on receipt of the envelope containing the early
14 ballot and the mail ballot affidavit, the county recorder or other officer
15 in charge of elections shall compare the signature on the envelope with the
16 signature of the elector on the elector's registration record as prescribed
17 by section 16-550.01. If the signature is inconsistent with the elector's
18 signature on the elector's registration record, the county recorder or
19 other officer in charge of elections shall make reasonable efforts to
20 contact the voter, advise the voter of the inconsistent signature and allow
21 the voter to correct or the county to confirm the inconsistent
22 signature. The county recorder or other officer in charge of elections
23 shall allow signatures to be corrected not later than the fifth business
24 day after a primary, general or special election that includes a federal

1 office or the third business day after any other election. If the election
2 is a primary, general or special election that includes a federal office,
3 in addition to the office's regular business hours, the county recorder's
4 and ANY city or town clerks' offices THAT HAVE AN AGREEMENT WITH A COUNTY
5 TO BE USED AS LOCATIONS AT WHICH A VOTER MAY SUBMIT PROOF OF IDENTIFICATION
6 shall be open during regular business hours to allow for curing signatures
7 during the Friday and weekend before and the Friday and weekend after the
8 election. REGULAR BUSINESS HOURS INCLUDE AT A MINIMUM 8:00 A.M. UNTIL
9 5:00 P.M. If the signature is missing, the county recorder or other
10 officer in charge of elections shall make reasonable efforts to contact the
11 elector, advise the elector of the missing signature and allow the elector
12 to add the elector's signature not later than 7:00 p.m. on election day.
13 If satisfied that the signatures correspond, the recorder or other officer
14 in charge of elections shall hold the envelope containing the early ballot
15 and the completed mail affidavit unopened in accordance with the rules of
16 the secretary of state. Signatures that cannot be verified pursuant to
17 section 16-550.01 or cured pursuant to this section shall be rejected. IF
18 THE BALLOT IS A CONDITIONAL PROVISIONAL BALLOT, THE VOTER SHALL PROVIDE
19 PROOF OF IDENTIFICATION TO THE COUNTY RECORDER OR OTHER OFFICER IN CHARGE
20 OF ELECTIONS NOT LATER THAN THE FIFTH BUSINESS DAY AFTER A PRIMARY, GENERAL
21 OR SPECIAL ELECTION THAT INCLUDES A FEDERAL OFFICE OR THE THIRD BUSINESS
22 DAY AFTER ANY OTHER ELECTION. Beginning with the first missing or
23 mismatched signature that is identified after the period of early voting
24 begins through the Monday immediately preceding the election, the county
25 recorder or other officer in charge of elections shall submit daily to the
26 political parties that are qualified for continued representation on the
27 state ballot an updated list of all voters whose signatures are missing or
28 inconsistent with the voter's signature on the voter's registration record.
29 Beginning on the Wednesday immediately following the election through the
30 end of the signature cure period after a primary, general or special
31 election that includes a federal office, or the third business day after
32 the election for any other election, the county recorder or other officer

1 in charge of elections shall submit daily to the political parties that are
2 qualified for continued representation on the state ballot an updated list
3 of all voters whose signatures are inconsistent with the voter's signature
4 on the voter's registration record and all voters who voted with a
5 conditional provisional ballot. This list of voters whose signatures
6 require curing shall include for those voters all voter information that is
7 provided to the political parties that are qualified for continued
8 representation on the state ballot as prescribed by section 16-168.

9 B. The recorder or other officer in charge of elections shall
10 thereafter safely keep the mail ballot affidavits and early ballots in the
11 recorder's or other officer's office and may deliver them for tallying
12 pursuant to section 16-551.

13 C. Processing and tabulation of individual ballots may begin
14 immediately after the envelope and completed mail ballot affidavit are
15 processed pursuant to this section and delivered to the early election
16 board and shall continue without delay until completed. Until election
17 day, the early election board and the county recorder or other officer in
18 charge of elections shall:

19 1. Not access an aggregated complete results file of early voting
20 and vote by mail ballots that were processed and tabulated by the end of
21 the early voting period.

22 2. Not produce for internal or external use an aggregated results
23 report or associated files of complete results.

24 3. Only produce a partial results report or associated files if it
25 is part of the internal preparation for the hand count pursuant to section
26 16-602 or for the logic and accuracy testing required pursuant to section
27 16-449.

28 4. Not publicly release complete or partial results, whether for
29 internal or external use, until all precincts have reported or one hour
30 after the closing of the polls on election day, whichever is earlier.

31 D. The county recorder or other officer in charge of elections shall
32 post on its website within forty-eight hours after all ballot tabulation is

1 complete all system log files and other similar files from the election
2 management system that verify compliance with subsection C of this section.

3 E. The county recorder shall send a list of all voters who were
4 issued early ballots to the election board of the precinct in which the
5 voter is registered.

6 F. For a county that uses early ballots, the county recorder or
7 other officer in charge of elections shall provide an early ballot tracking
8 system that indicates whether the voter's early ballot has been received
9 and whether the early ballot has been verified and sent to be tabulated or
10 rejected. The county recorder or other officer in charge of elections
11 shall provide voters with access to the early ballot tracking system on the
12 county's website.

13 G. This section does not apply to:

14 1. A special taxing district that is authorized pursuant to section
15 16-191 to conduct its own elections.

16 2. A special district mail ballot election that is conducted
17 pursuant to article 8.1 of this chapter.

18 Sec. 3. Laws 2024, chapter 1, section 21 is amended to read:

19 Sec. 21. 2024 primary election; nomination petition forms;
20 local initiative petition forms; statements of
21 interest; previous primary election date

22 A. A person who desires to become a candidate at the 2024 primary
23 election, who collects signatures on a nomination petition form, **INCLUDING**
24 **AN ELECTRONIC PETITION WITH SIGNATURES AS PRESCRIBED BY SECTION 16-316,**
25 **ARIZONA REVISED STATUTES, SECTION 16-317, ARIZONA REVISED STATUTES, AS**
26 **AMENDED BY THIS ACT, OR SECTION 16-318, ARIZONA REVISED STATUTES, before,**
27 ~~the effective date of this act~~ **ON OR AFTER FEBRUARY 9, 2024 OR BEFORE, ON**
28 **OR AFTER THE EFFECTIVE DATE OF THIS AMENDMENT TO THIS SECTION** and who has
29 used a petition form that includes the former primary election date of
30 August 6, 2024 may lawfully submit those signatures for the 2024 primary
31 election to be held on July 30, 2024. Signatures that are collected with
32 the August 6, 2024 primary election date, that are submitted as prescribed

1 in this subsection and that otherwise comply with the requirements provided
2 by law are deemed to be as valid as signatures collected on a nomination
3 petition form, INCLUDING AN ELECTRONIC PETITION WITH SIGNATURES AS
4 PRESCRIBED BY SECTION 16-316, ARIZONA REVISED STATUTES, SECTION 16-317,
5 ARIZONA REVISED STATUTES, AS AMENDED BY THIS ACT, OR SECTION 16-318,
6 ARIZONA REVISED STATUTES, that complies with the newly designated primary
7 election date of July 30, 2024 and shall not be ruled invalid due solely to
8 the changed date of the primary election. THE FILING OFFICER SHALL NOT
9 REJECT THOSE PETITIONS OR SIGNATURES BASED SOLELY ON THE DATE OF THE
10 PRIMARY ELECTION. THIS SUBSECTION APPLIES TO AND INCLUDES PETITIONS AND
11 SIGNATURES THAT ARE SUBMITTED THROUGH THE SECURE ONLINE SIGNATURE
12 COLLECTION SYSTEM PROVIDED BY THE SECRETARY OF STATE.

13 B. Any city, town or county initiative petition that is circulated
14 before, ~~the effective date of this act~~ ON OR AFTER FEBRUARY 9, 2024 OR
15 BEFORE, ON OR AFTER THE EFFECTIVE DATE OF THIS AMENDMENT TO THIS SECTION
16 and that is on a petition form that includes the former 2024 primary
17 election date of August 6, 2024 may lawfully submit those petitions and
18 signatures for the primary election to be held on July 30, 2024.
19 Signatures that are collected with the August 6, 2024 primary election
20 date, that are submitted as prescribed in this subsection and that
21 otherwise comply with the requirements provided by law are deemed to be as
22 valid as signatures collected on an initiative petition form that complies
23 with the newly designated primary election date of July 30, 2024 and shall
24 not be ruled invalid due solely to the changed date of the primary
25 election. THE FILING OFFICER SHALL NOT REJECT THOSE SIGNATURES OR
26 PETITIONS BASED SOLELY ON THE DATE OF THE PRIMARY ELECTION.

27 C. THIS SECTION DOES NOT REQUIRE A PERSON TO FILE A NEW OR AMENDED
28 STATEMENT OF INTEREST BASED SOLELY ON THE CHANGE IN THE 2024 PRIMARY
29 ELECTION DATE.

1 Sec. 4. Laws 2024, chapter 1, section 22 is amended to read:

2 Sec. 22. 2024, 2025 and 2026 elections; signature cure period

3 Notwithstanding section 16-550, subsection A, Arizona Revised
4 Statutes, as amended by ~~this act~~ LAWS 2024, CHAPTER 1, SECTION 6, and any
5 other law, the following apply:

6 1. For a primary, general or special election in 2024, 2025 and 2026
7 that includes a federal office, the county recorder or other officer in
8 charge of elections shall allow signatures to be corrected AND, FOR
9 CONDITIONAL PROVISIONAL BALLOTS, SHALL ALLOW VOTER PROOF OF IDENTIFICATION
10 TO BE PROVIDED not later than the fifth calendar day after the election.

11 2. For all other elections in 2024, 2025 and 2026, the county
12 recorder or other officer in charge of elections shall allow signatures to
13 be corrected AND, FOR CONDITIONAL PROVISIONAL BALLOTS, SHALL ALLOW PROOF OF
14 VOTER IDENTIFICATION TO BE PROVIDED not later than the third business day
15 after the election.

16 Sec. 5. 2024 primary election date; city, town and county
17 matters

18 Any election item that was duly called by a city, town or county
19 pursuant to section 16-226, Arizona Revised Statutes, for the August 6,
20 2024 primary election date shall be placed on the ballot for the newly
21 designated primary election date of July 30, 2024.

22 Sec. 6. Emergency

23 This act is an emergency measure that is necessary to preserve the
24 public peace, health or safety and is operative immediately as provided by
25 law."

26 Amend title to conform

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