To: The Honorable Chair and Members
From: Jan Lesher
   Pima County Board of Supervisors   Acting County Administrator

Re:   Election Bill Update from Racy and Associates

Please see the attached summary provided by Pima County’s lobbyist, Michael Racy. This list summarizes bills that have passed or failed in the Senate regarding elections.

JKL

Attachment

c: Carmine DeBonis, Jr., Deputy County Administrator for Public Works
Francisco García, MD, MPH, Deputy County Administrator & Chief Medical Officer, Health and Community Services
Michael Racy, Racy Associates, Inc.
**3_15 Election List**

**Bill Summaries**

**H2170: ELECTION MAILINGS; THIRD-PARTY DISCLOSURES**

Any nongovernmental person or entity that mails, sends by email, or provides an electronic or digital link to an official election-related document from the county recorder, county officer in charge of elections, or the Secretary of State, including a voter registration application or an early ballot request, is required to include the words "not from a government agency" in boldfaced, clearly legible print on the outside of the envelope or prominently placed in the electronic or digital message. AS PASSED HOUSE

First sponsor: Rep. Kavanagh (R - Dist 23)

Lists: 1 New Election, 3_15 Election List, AACo, Elections

**H2236: VOTER REGISTRATION; REQUEST REQUIRED**

An agency, department or division of Arizona or any person acting on its behalf and any political subdivision of Arizona or any person acting on its behalf are prohibited from registering a person to vote unless the person affirmatively requests to register to vote.

First sponsor: Rep. Hoffman (R - Dist 12)
H2237: SAME DAY VOTER REGISTRATION; PROHIBITION

An agency, department or division of Arizona or any person acting on its behalf, and any political subdivision or any person acting on its behalf are prohibited from registering a person to vote on an election day and deeming that person eligible to vote in that election. Any person who violates this section is guilty of a class 6 (lowest) felony. Does not apply to a person who properly registers to vote while temporarily absent from Arizona as provided for in statute.

First sponsor: Rep. Hoffman (R - Dist 12)

Lists: 3_15 Election List, AAc Oppose, Elections

H2238: BALLOT DROP BOXES; PROHIBITION

A county recorder or other officer in charge of elections is prohibited from using an unmonitored drop box for receipt of voted early ballots. Does not apply to a ballot drop box located inside a polling place, voting center, county recorder's office, or other location at which election staff is present and monitoring the drop box. For a location where it is not practicable for election staff to be present, the county is required to provide and maintain 24-hour video surveillance. AS PASSED HOUSE

First sponsor: Rep. Hoffman (R - Dist 12)

Lists: 1 New Election, 3_15 Election List, AAc Oppose, Elections

H2239: ELECTRONIC BALLOT ADJUDICATION; PROHIBITION

The county board of supervisors and officer in charge of elections are prohibited from using an electronic vote adjudication. A duplicate copy of a damaged or defective ballot must be made by hand.

First sponsor: Rep. Hoffman (R - Dist 12)

Lists: 1 New Election, 3_15 Election List, AAc Oppose, Elections - Concern, House G_E 2 16, Potential LPC

H2241: EARLY BALLOT DROP OFF; IDENTIFICATION

For any voter or voter's agent who delivers one or more voted early ballots in affidavit envelopes at any polling place or voting center, the election board must require the person to present identification for his/her own early ballot, and to attest in writing that he/she is the voter's family member, household member or caregiver for another person's early ballot. Knowing violations are a class 6 (lowest) felony.

First sponsor: Rep. Hoffman (R - Dist 12)

Lists: 1 New Election, 3_15 Election List, AAc Oppose, Elections

H2243: VOTER REGISTRATION; STATE RESIDENCY; CANCELLATION

The voter registration form is required to contain a statement that if the registrant permanently moves to another state after registering to vote in Arizona, the registrant's voter registration will be canceled.

First sponsor: Rep. Hoffman (R - Dist 12)
H2243: VOTER REGISTRATION; STATE RESIDENCY; CANCELLATION 3/8 from Senate gov do pass.

**H2289: CHALLENGERS; POLLING PLACES; TABULATION OBSERVATION**

The county chairman of each political party is required, instead of allowed, to designate a party agent or representative who may act as challengers for the party. One challenger for each political party is required to be present at each voting place, and the party representative is required to remain in the polling place until completion of the tabulation of votes and transmission or delivery of the results to the county recorder or other officer in charge of elections. The election process is required to continue even if the challengers or party representatives are not present. AS PASSED HOUSE

First sponsor: Rep. Fillmore (R - Dist 16)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections, GFOAz

H2289: CHALLENGERS; POLLING PLACES; TABULATION OBSERVATION 3/7 Senate jud do pass.

**H2378: ELECTION LAWSUITS; SETTLEMENTS; APPROVALS**

If a proposed settlement of an election-related civil action by the Secretary of State materially affects a county recorder or other officer in charge of elections, the Secretary of State cannot settle or otherwise compromise that civil action without consulting the county recorders or other officers in charge of elections. A county recorder or other officer in charge of elections is authorized to object to the settlement based on the difficulty or impracticability of its requirements, and is authorized to demonstrate or otherwise provide evidence regarding that difficulty or impracticability. If the evidence is sufficient, the Secretary of State’s settlement cannot be approved without the consent of the county recorder or other officer in charge of elections. A county recorder or other officer in charge of elections is authorized to join in any election-related civil action that materially affects the county recorder or officer.

First sponsor: Rep. Bolick (R - Dist 20)

Lists: 3_15 Election List, AACo Support, CSA Support, Elections, House G_E 2 16, Managers Jan List, Potential LPC

H2378: ELECTION LAWSUITS; SETTLEMENTS; APPROVALS 3/10 from Senate jud do pass.

**H2379: ELECTION PROCEDURES MANUAL; STATUTORY CONFLICT**

The election instructions and procedures manual is required to provide for transparency and election security to the maximum extent allowed by law. If any provision of the manual conflicts with any statute, the provision of the instructions and procedures manual is unenforceable and the statute prevails.

First sponsor: Rep. Bolick (R - Dist 20)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections

H2379: ELECTION PROCEDURES MANUAL; STATUTORY CONFLICT 3/8 from Senate gov do pass.

**H2469: EARLY BALLOTS; POLLING PLACE; TABULATION**

A voter who has the envelope containing the completed early ballot and completed affidavit, who appears at that voter’s designated polling location on election day and whose identification is verified and confirmed is allowed to remove the completed ballot from the envelope and deposit the ballot in the ballot tabulation equipment in that polling place and to discard the envelope and completed affidavit.

First sponsor: Rep. Carroll (R - Dist 22)


Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections, GFOAz

H2469: EARLY BALLOTS; POLLING PLACE; TABULATION 2/8 from House rules okay.

**H2492: VOTER REGISTRATION; VERIFICATION; CITIZENSHIP**

Any application for voter registration, including on a form prescribed by the
U.S. Election Assistance Commission, is required to contain an appropriate
mark in the "yes" box next to the question regarding citizenship as a condition
of being properly registered to vote as either a voter who is eligible to vote a
full ballot or a voter who is eligible to vote only with a ballot for federal offices.
Any application for voter registration that does not include all of the
information required to be on the registration form and any application that is
not signed is incomplete, and the county recorder is required to notify the
applicant and is prohibited from registering the voter until all of the information
is returned. Except for a form produced by the U.S. Election Assistance
Commission, any application for voter registration is required to be
accompanied by satisfactory evidence of citizenship, and the county recorder or
other officer in charge of elections is required to reject any application for
registration that is not accompanied by satisfactory evidence of citizenship. A
county recorder or other officer in charge of elections who knowingly fails to
reject an application for registration in these circumstances is guilty of a class 6
(lowest) felony. Within 10 days after receiving an application that is not
accompanied by satisfactory evidence of citizenship, the county recorder or
other officer in charge of elections is required to use all available resources to
verify the citizenship status of an applicant for voter registration, and is
required to record the efforts made to verify an applicant's citizenship status. If
the county recorder or other officer in charge of elections fails to attempt to
verify the citizenship status of an applicant and knowingly causes the applicant
to be registered and it is later determined that the applicant was not a U.S.
citizen at the time of registration, the county recorder or other officer in charge
of elections is guilty of a class 6 (lowest) felony. A person who registers to vote
is required to provide an identifying document that establishes proof of location
of residence. A valid and unexpired Arizona driver license or nonoperating
identification number that is properly verified by the county recorder satisfies
this requirement. A person who has registered to vote and who has not
provided satisfactory evidence of citizenship is not eligible to vote in
presidential elections. A person who has not provided satisfactory evidence of
citizenship and who is eligible to vote only for federal offices is not eligible to
receive an early ballot by mail. The Secretary of State and each county
recorder are required to make available to the Attorney General a list of all
individuals who are registered to vote and who have not provided satisfactory
evidence of U.S. citizenship. The Attorney General is required to use all
available resources to verify the citizenship status of the applicant, and is
required to prosecute individuals who are found to not be U.S. citizens. When
the county recorder receives information that a person is not a U.S. citizen, the
county recorder is required to cancel the person's voter registration. By March
31, 2023, the Attorney General is required to submit a report to the Secretary
of State and the Legislature detailing all findings relating to the citizenship
status of individuals who are registered to vote and who have not provided
satisfactory evidence of citizenship. Severability clause. AS PASSED HOUSE
First sponsor: Rep. Hoffman (R - Dist 12)
Fillmore (R - Dist 16), Rep. Kaiser (R - Dist 15), Rep. Martinez (R - Dist 11), Rep. Nguyen (R -

H2492: VOTER REGISTRATION; VERIFICATION; CITIZENSHIP 3/10 from Senate jud do pass.

H2493: ELECTION INTEGRITY FUND

Appropriates $12 million from the general fund in FY2022-23 to the newly
established Election Integrity Fund, to be used to pay county recorders for
election security and cybersecurity measures and improvements, including
additional staffing. [Capitol Reports Note: These provisions were originally
signed into law as Laws 2021, chapter 405 (part of the FY2021-22 budget), but
were deemed unconstitutional by the Arizona Supreme Court in Arizona School
First sponsor: Rep. Hoffman (R - Dist 12)
Nguyen (R - Dist 1), Rep. Parker (R - Dist 16)

H2493: ELECTION INTEGRITY FUND 3/9 referred to Senate gov, appro.

H2494: VOTER REGISTRATION EVENTS; POSTING

The Secretary of State and each county recorder is required to post on their
public websites a list of each event that the Office of the Secretary of State or
the county recorder attends and provides voter registration services. [Capitol Reports Note: These provisions were originally signed into law as Laws 2021, chapter 405 (part of the FY2021-22 budget), but were deemed unconstitutional by the Arizona Supreme Court in Arizona School Boards Association et al v. State of Arizona.] AS PASSED HOUSE

H2602: VOTER REGISTRATION EVENTS; POSTING 3/14 Senate gov do pass; report awaited.

H2602: POLLING PLACES; EMERGENCY VOTING CENTERS

County boards of supervisors are allowed to authorize the use of emergency voting centers only on occurrence of a genuine emergency such as war, civil unrest, or natural disaster, that makes it likely that large numbers of voters will be substantially impaired in their ability to vote on election day as compared to other elections. AS PASSED HOUSE

H2617: VOTER REGISTRATION; CANCELLATIONS; CAUSES

When a county recorder receives information that a registered voter is not a U.S. citizen, has been issued a driver license or nonoperating identification license from another state, or is otherwise not qualified to vote, the county recorder is required to cancel the person's voter registration. Before cancelling the registration, the county recorder is required to notify the person that the registration will be canceled in 90 days unless the person provides satisfactory evidence that the person is qualified. If the person does not provide satisfactory evidence within 90 days, the county recorder is required to cancel the registration and notify the county attorney and Attorney General for possible investigation. Each month the Secretary of State is required to compare the voter registration database to the driver license database, and to notify the appropriate county recorder if a person who is registered to vote in that county has changed the person's residence address or is not a U.S. citizen. Each month the county recorder is required to compare the voter registration database to the Social Security Administration database and other government databases to ensure that registered voters are qualified to vote. AS PASSED HOUSE

H2621: CONSENT DECREE; PROHIBITED

In any civil proceeding in a court of competent jurisdiction in which the constitutionality, legality or application of any provision of Title 16 (Elections) is at issue, a party represents the state of Arizona or an agency or political subdivision of the state is prohibited from agreeing to or signing a settlement agreement or consent decree unless the agreement or decree is first approved by the Attorney General, Secretary of State, President of the Arizona Senate, Speaker of the House of Representatives, and the Legislative Council. Approval by the Legislative Council is required to occur in a public hearing where there is an opportunity for public testimony. Does not apply to provisions of the Citizens Clean Elections Act. AS PASSED HOUSE
H2621: CONSENT DECREE; PROHIBITED 2/28 passed House 31-26; ready for Senate.

H2703: SECURE ONLINE SIGNATURE COLLECTION (AUDITOR GENERAL; AUDITS; COUNTY ELECTIONS)

The Secretary of State is required to continue operating and maintain full functionality and availability of the secure internet portal and related systems for online signature collection and submittal of clean elections qualifying contributions for candidates for federal, statewide, legislative, county, or municipal offices and is prohibited from removing, closing down, or otherwise limiting access to that portal or system. Emergency clause. AS PASSED HOUSE

First sponsor: Rep. Bolick (R - Dist 20)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections, House G_E 2 16, Potential LPC

H2703: SECURE ONLINE SIGNATURE COLLECTION 2/24 referred to Senate.gov.

H2710: REGISTRATIONS; COUNTING PROCEDURES; OBSERVERS; VERIFICATION

Various changes relating to election observers. The county chairperson of each political party may designate a party representative for a polling place, a voting center, a location at which electronic processing of ballots occurs, and a location used by any third-party vendor for physical or electronic processing of ballot materials, including ballot envelopes. If the county party chairperson fails to designate a party representative for a location, the state party chairperson may make those appointments, and if the state party chairperson fails to appoint a party representative, the legislative district chairperson in the area in which the polling place, voting center or other location is located may make those appointments for a location. The county officer in charge of elections is required to publish the procedures for a hand count, including the times and locations, on the county's website no later than the Tuesday before Election Day. If the county party chairperson fails to designate a sufficient number of board workers to assist with a hand count, the state party chairperson is required to designate qualified electors to be board workers. If the state party chairperson fails to designate a sufficient number of board workers, the legislative district chairperson of the district in which the hand count is to occur is required to designate qualified electors to be board workers. The selection of persons to perform the hand count must ensure when practicable that not more than 75 percent of the persons conducting the hand count are members of the same political party, except that if a recognized political party provides an insufficient number of qualified electors or no qualified electors, the hand count is required to proceed without regard to the political party affiliations of the qualified electors conducting the hand count. AS PASSED HOUSE

First sponsor: Rep. Kavanagh (R - Dist 23)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections, Feb Board Meeting, House G_E 2 16

H2710: REGISTRATIONS; COUNTING PROCEDURES; OBSERVERS; VERIFICATION 3/8 referred to Senate.gov.

H2726: SEVERANCE TAX; DISTRIBUTION; CITIES; TOWNS

Of the 80 percent of the severance tax rate designated as the distribution base, the first 2.5 percent is distributed to municipalities with a population of less than 15,000 persons that are located in counties with a population of less than 900,000 persons, in proportion to the municipality's population, to be used for any municipal purpose. Effective July 1, 2023.

First sponsor: Rep. Martinez (R - Dist 11)

Lists: 1 New Election, 1 _ Bills of Concern, 3_15 Election List, AACo Oppose, CSA Oppose, Feb Board Meeting, Potential LPC; Taxation, Vanessa

General Comments (all lists):

S/E ballot fraud paper

H2726: SEVERANCE TAX; DISTRIBUTION; CITIES; TOWNS 2/21 from House appro with amend #4363. From House rules okay.

H2780: VOTER LISTS; IMAGES; VOTING RECORDS
Ten days before the primary and general election, the county recorder is required to publish a list of all voters who are eligible to vote in the election, including persons who are on the inactive voter list, and post this information on the county recorder's website with personally identifying information redacted. Five days before the county canvass, the county recorder or other officer in charge of elections is required to publish and post in digital format on the county's website a list of all persons who voted and their method of voting, all ballot images, and the cast vote record in a sortable format. The county recorder or other officer in charge of elections is required to provide for an identifying indicator to be linked to ballots and/or ballot images, that when combined with access to the cast vote record allows a person a reasonable basis to independently confirm tabulation results by batch of ballots. The officer in charge of elections is required to ensure that paper ballots are sorted and stored in a manner that allows for convenient retrieval. AS PASSED HOUSE

First sponsor: Rep. Kavanagh (R - Dist 23)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections, House G_E 2 16

H2780: VOTER LISTS; IMAGES; VOTING RECORDS 3/8 referred to Senate gov.

H2783: ELECTION LAW VIOLATIONS; PROCEDURES MANUAL

Increases the criminal classification for violations of any rule adopted by the Secretary of State as part of the election instructions and procedures manual, to a class 1 (highest) misdemeanor, from a class 2 (mid-level) misdemeanor. A person who violates statute in Title 16 (Elections) is guilty of a class 6 (lowest) felony, unless the statute defining the offense provides for a different classification.

First sponsor: Rep. Bolick (R - Dist 20)

Lists: 3_15 Election List, Elections, House G_E 2 16

H2783: ELECTION LAW VIOLATIONS; PROCEDURES MANUAL 2/24 passed House 32-27; ready for Senate.

H2786: VOTER REGISTRATIONS; BALLOT REQUESTS; SOURCE

Only a political party, county recorder, or election official is authorized to distribute early ballot request forms to voters. For any signed preprinted request to amend a voter's registration information or request for an early ballot, the county recorder is prohibited from using that signature of the voter as the sole exemplar for subsequent comparison if the submittal is on a printed document, card or other form that is not an official form printed by the county recorder or other officer in charge of elections. AS PASSED HOUSE

First sponsor: Rep. Hoffmann (R - Dist 12)

Lists: 3_15 Election List, Elections, House G_E 2 16

H2786: VOTER REGISTRATIONS; BALLOT REQUESTS; SOURCE 3/8 referred to Senate gov.

H2839: CANDIDATE NOMINATIONS; SIGNATURES; REDISTRICTING

If new boundaries for supervisorial districts, justice precincts, or election precincts are adopted after January 2 of the year of a general election and before the last date for filing of nomination petitions for the elective office, district, or precinct, the basis for determining the required number of nomination petition signatures is the number of qualified signers in the elective office, district, or precinct on the effective date of the new district or precinct. The number of signatures required for a 2022 legislative candidate’s or congressional candidate’s nomination petition is the lesser of the average of the
number of qualified signers needed for all 2020 legislative or congressional districts for that candidate's political party using the voter registration report for January 2, 2022, or the required number of signatures as prescribed in statute if the basis for the percentage is the number of qualified signers in the voter registration report for January 2, 2022 in the 2020 numbered legislative or congressional district with the same numeral and the district that the candidate proposes to represent. Session law establishes requirements for nomination papers and petitions for candidates for election in 2022 to an office other than a federal, statewide, or legislative office. Session law also establishes requirements for nomination papers for candidates for precinct committeeman for the 2022 election and requires the county board of supervisors to appoint political party precinct committeemen from names submitted by the county political party committee. Emergency clause. AS SIGNED BY GOVERNOR

First sponsor: Rep. Bowers (R - Dist 25)

Lists: 3_15 Election List

H2839: CANDIDATE NOMINATIONS; SIGNATURES; REDISTRICTING 3/3 signed by governor. Chap. 3, Laws 2022. message

H2840: PRECINCT COMMITTEEMEN; 2022 ELECTION CYCLE

Repeals session law requiring the county board of supervisors to appoint political party precinct committeemen for the 2022 term of office from names submitted by the county political party committee. Emergency clause.

First sponsor: Rep. Bowers (R - Dist 25)

Lists: 3_15 Election List


HCR2025: VOTING; VOTER IDENTIFICATION (GOVERNMENT-ISSUED VOTER IDENTIFICATION)

The 2022 general election ballot is to carry the question of whether to amend state statute to delete the option for a voter to present, in order to receive a ballot and in lieu of government-issued photo identification, two different items that contain the name and address of the voter that reasonably appear to be the same as the name and address in the precinct register, including a utility bill, a bank or credit union statement, a valid Arizona vehicle registration, an Arizona vehicle insurance card, an Indiana census card, tribal enrollment card or other form of tribal identification, a property tax statement, a recorder's certificate, a voter registration card, a valid government-issued identification, or any mailing that is labeled as "official election material."

First sponsor: Rep. Fillmore (R - Dist 16)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections, House G_E 2 16

HCR2025: VOTING; VOTER IDENTIFICATION 2/28 see identical bill SCR1012.

S1008: ELECTIONS; RECOUNT MARGIN

Modifies the criteria that triggers an automatic election recount to require a recount when the margin between the two candidates receiving the greatest number of votes for a particular office, or between the number of votes cast for and against a measure or proposition, is less than or equal to 0.5 percent of the number of votes cast for both candidates or on the measure or proposition. Previously, the difference in votes that triggered an automatic recount was the lesser of 0.1 percent or either a specified number of votes based on the office to be filled or 200 votes for a measure or proposition.

First sponsor: Sen. Ugenti-Rita (R - Dist 23)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, CSA Oppose, Elections, Elections - Concern, GFOAz, Jacob Robin 1 3 22, Managers Jan List, Potential LPC

S1008: ELECTIONS; RECOUNT MARGIN 2/9 Senate COW approved. Passed Senate 17-12; ready for House.

S1012: REGISTRATION DATABASE; FEDERAL VOTERS; REPORT
Requires the Secretary of State to provide access to the statewide voter registration database to a person or entity that is designated by the Legislature and to the Election Integrity Unit of the Attorney General's Office for the purpose of determining whether voter registration list maintenance procedures comply with federal law with respect to federal-only voters. The person or entity designated by the Legislature is required to be qualified in more than one state to analyze a state's voter registration rolls for compliance with federal law, and is required to report its findings to the Legislature, the Attorney General, and the Secretary of State. Each county recorder is required to submit an annual report to the Legislature regarding federal-only voters, and information that must be included in the report is specified. [Capitol Reports Note: These provisions were originally signed into law as Laws 2021, chapter 405 (part of the FY2021-22 budget), but were deemed unconstitutional by the Arizona Supreme Court in Arizona School Boards Association et al v. State of Arizona.]

First sponsor: Sen. Townsend (R - Dist 16)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections - Concern, GFOAz

S1012: REGISTRATION DATABASE; FEDERAL VOTERS; REPORT 2/9 Senate COW approved. Passed Senate 16-13; ready for House.

S1054: ELECTION EQUIPMENT; SECURITY; LEGISLATIVE REVIEW

Beginning in 2022 and every two years thereafter, the committee appointed by the Secretary of State to investigate and test the various types of vote recording or tabulating machines or devices is required to provide for a detailed review of election equipment security for counties with a population of more than 500,000 persons that focuses on the actual equipment, software and other systems used in the most recent general election. An additional person who is an expert in election equipment security must conduct or assist with the review. On completion, the review must be presented to the standing committees of the Legislature with jurisdiction over election issues at a public meeting that is held by August 1 following the general election.

First sponsor: Sen. Townsend (R - Dist 16)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections, GFOAz, Jacob Robin 1 3 22, Seek feedback.

S1054: ELECTION EQUIPMENT; SECURITY; LEGISLATIVE REVIEW 2/8 from Senate rules okay.

S1055: ELECTION PROCESS; CONTRACTORS AND CONTRACTS

A contractor that enters into a contract with Arizona or any county to provide election-related equipment or services and that fails to perform its obligations under the terms of the contract is liable for liquidated damages in an amount equivalent to the amount paid under the contract, and is guilty of a class 2 (mid-level) misdemeanor.

First sponsor: Sen. Townsend (R - Dist 16)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections


S1056: MISPLACED BALLOTS; INVALIDITY; MISDEMEANOR; DAMAGES

Any ballots that are misplaced and not included in the initial tally at a polling place or counting center are invalid ballots and are prohibited from being counted. A person who misplaces a ballot is guilty of a class 2 (mid-level) misdemeanor. If a provisional or early ballot that identifies the voter on the face of the affidavit or envelope is misplaced and cannot be counted, the voter of that misplaced ballot is authorized to file an action for damages against the governmental body administering the election for the loss of the right to vote.

First sponsor: Sen. Townsend (R - Dist 16)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections - Concern, Jacob Robin 1 3 22, Managers Jan List

S1056: MISPLACED BALLOTS; INVALIDITY; MISDEMEANOR; DAMAGES 3/14 FAILED Senate 15-14.

S1058: DRIVE-UP VOTING; PROHIBITION

The county recorder or officer in charge of elections is prohibited from allowing a voter to receive a ballot and vote from a vehicle or other conveyance, and from using a ballot drop box except inside a polling place or voting center or
the county recorder’s or election department’s offices. Appropriately trained election workers are required to monitor ballot drop boxes.

First sponsor: Sen. Rogers (R - Dist 6)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections - Concern, Jacob Robin 1 3 22

S1058: DRIVE-UP VOTING; PROHIBITION 2/22 from Senate rules okay.

S1119: ELECTRONIC BALLOT IMAGES; PUBLIC RECORD.

After the polls are closed, the officer in charge of elections is required to make available to the public an online copy of any digital images of ballots in a manner that allows the images to be searchable by precinct but that precludes any alteration of the images. States that the digital images of the ballots are public records.

First sponsor: Sen. Borrelli (R - Dist 5)

Lists: 1 New Election, 1 _ Bills of Concern, 3_15 Election List, AACo Oppose, CSA Oppose, Elections, Elections - Concern, GFOAz, Managers Jan List


S1120: BALLOT FRAUD COUNTERMEASURES; PAPER; INK.

Any vendor that provides fraud countermeasures that are contained in and on the paper used for ballots is required to be ISO 27001 certified, ISO 17025 certified, or ISO 9001:2015 certified. Ballot fraud countermeasures are required to include all of a list of 19 specified features, including watermarking, secure holographic foil, security inks, invisible ultraviolet microtext, a serialized black QR code, and a paper receipt for the voter. The Legislature is required to appropriate sufficient monies to the State Treasurer to provide counties with the ballot paper prescribed by this legislation. Applies to the regular general election in 2022 and all elections held in 2024 and later. Appropiates an unspecified amount (blank in original) from the general fund in FY2022-23 to the State Treasurer for the purchase of antifraud ballot paper meeting these requirements. [Capitol Reports Note: Some of these provisions were originally signed into law as Laws 2021, chapter 405 (part of the FY2021-22 budget), but were deemed unconstitutional by the Arizona Supreme Court in Arizona School Boards Association et al v. State of Arizona.]

First sponsor: Sen. Borrelli (R - Dist 5)

Lists: 1 New Election, 1 _ Bills of Concern, 3_15 Election List, AACo Oppose, CSA Oppose, Elections, Elections - Concern, GFOAz, Managers Jan List

S1120: BALLOT FRAUD COUNTERMEASURES; PAPER; INK. 3/9 retained on Senate COW calendar.

S1133: SCHOOLS; CITIES; ALL MAIL PROHIBITED

Municipalities and school districts are prohibited from conducting a mail ballot election. Effective January 1, 2023.

First sponsor: Sen. Rogers (R - Dist 6)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections

S1133: SCHOOLS; CITIES; ALL MAIL PROHIBITED 1/25 from Senate gov do pass.

S1255: LIEUTENANT GOVERNOR; DUTIES; BALLOT

No later than 60 days before the date of the general election, a candidate for Governor is required to submit to the Secretary of State the name of a person who will be the joint candidate for Lieutenant Governor with that gubernatorial candidate and whose name will appear on the general election ballot jointly with that candidate. The Governor is required to appoint the Lieutenant Governor to serve as the Director of the Arizona Department of Administration (ADOA) or to fill any position for which the Governor is otherwise authorized by law to make an appointment. Conditionally enacted on the state Constitution being amended by the voters at the 2020 general election by passage of an SCR1024 relating to the establishment of the office of Lieutenant Governor. Applies beginning with elections for the term of office that starts in 2027. AS PASSED SENATE
S1259: RECOUNTS; REQUESTS; PROCEDURES; AUDITS

The number of precincts in each county that must be randomly selected for a hand count after each election is changed to 5 percent of the precincts in the county or the number of precincts that is required to achieve a statistical significance of a 99 percent confidence level with a margin of error of 1 percent based on the total number of ballots cast in that county on election day, whichever is greater, from two percent or two precincts. Voting centers are deemed to be a precinct for the purposes of the hand counts. For a county with a population of 800,000 persons or more (Maricopa and Pima), the chairmen of the political parties entitled to continued representation on the ballot or the chairmen's designees are required to randomly select for a manual audit either 10,000 early ballots or the number of early ballots required to achieve a statistical significance of a 99 percent confidence level with a margin of error of 2 percent based on the total number of early ballots cast in that county, whichever is greater. For other counties, the chairmen or the designee's are required to randomly select for a manual audit the number of early ballots required to achieve a statistical significance of a 99 percent confidence level with a margin of error of 3 percent based on the total number of early ballots cast in that county. Within 5 days after completion of the canvass, for any election that does not require an automatic recount, the Attorney General, the Secretary of State, or the Legislative Council is authorized to request a recount of the total number of votes cast in the election or at any precinct, voting center, jurisdiction, or any combination of those portions of an election. The expenses of the requested recount will be a state charge. Within 5 days after completion of the canvass, for any election that does not require an automatic recount, any person is authorized to file an action for a recount in any election that is not subject to an automatic recount if the person files a bond with the superior court in an amount determined by the court to be sufficient to fully reimburse the costs of conducting the recount. Recount request or filing provisions do not apply to elections for precinct committeemen, school boards, fire district boards or other special district boards.

First sponsor: Sen. Mesnard (R - Dist 17)
Lists: 3_15 Election List, Elections

S1260: REGISTRATIONS; EARLY VOTING; MOVE NOTICE

A county recorder is required to cancel a voter registration when the county recorder receives confirmation from another county recorder that the person registered has registered to vote in that other county. A person who receives an early ballot at an address at which another person formerly resided is required to write "not at this address" on the envelope and place the mail piece in a U.S. Postal Service collection box or other mail receptacle. If the county recorder receives credible information that a person has registered to vote in a different county, the county recorder is required to confirm the person’s voter registration with that other county and, on confirmation, remove that person from the county’s active early voting list. It is a class 5 (second lowest) felony to knowingly provide a mechanism for voting to another person who is registered in another state, including by forwarding an early ballot addressed to the other person. AS PASSED SENATE

First sponsor: Sen. Mesnard (R - Dist 17)
Lists: 3_15 Election List, Elections

S1285: ELECTIONS MANUAL; LEGISLATIVE COUNCIL

The official election instructions and procedures manual prepared by the Secretary of State is required to be approved by the Attorney General and the Legislative Council, instead of the Governor and the Attorney General.

First sponsor: Sen. Ugenti-Rita (R - Dist 23)
Lists: 1 New Election, 3_15 Election List, Elections
**S1338: PAPER BALLOTS; HAND COUNT; PRECINCTS**

County boards of supervisors and any officer in charge of elections are prohibited from authorizing, establishing or using a voting center at which a voter who is a registered voter and resident anywhere in that county is allowed to receive the appropriate ballot for that specific voter. County boards of supervisors and any officer in charge of elections are prohibited from allowing the use of electronic or other tabulating equipment and all counting is required to be done by hand. Ballots must be organized and remain segregated by precinct, both before and after counting. Electronic voting and electronic or other tabulating devices may only be used to comply with statute requiring voting systems for persons who are blind or visually impaired. For all other uses, for state, county, and municipal elections, only paper ballots may be used.

First sponsor: Sen. Rogers (R - Dist 6)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections, GFOAz, Potential LPC

**S1343: EARLY BALLOTS; PROVISIONALS; PRECINCT TALLIES**

All early ballots, provisional ballots and conditional provisional ballots are required to be separated by precinct and category of ballot, tabulated by precinct and category of ballot and included as separate line items by category of ballot in the vote totals for the voter’s precinct, without regard to whether the ballot was voted or received at an early voting center, election day voting center, emergency voting center, polling place or office of the county recorder. After tabulation, early ballots, provisional ballots and conditional provisional ballots must remain separated by category of ballot and precinct.

First sponsor: Sen. Rogers (R - Dist 6)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections, Potential LPC

**S1357: ELECTION EQUIPMENT; CERTIFICATION; RESULTS**

Any machine or device used at any election for federal, state, or county offices that is certified by a laboratory that was not accredited at the time of the certification is deemed unapproved for use in Arizona and not officially certified. Any election conducted with that machine or device while it is not officially certified is nullified, and the vote tallies from that machine must be removed from the official canvass of the election.

First sponsor: Sen. Townsend (R - Dist 16)


Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections

**S1358: HAND COUNTS; PRECINCTS; PROCEDURES MANUAL**

For a county that uses voting centers, the ballots from each voting center are required to be separated by precinct before the random selection of precincts for a hand count occurs and every ballot from a precinct must be grouped with the other ballots from that precinct.

First sponsor: Sen. Townsend (R - Dist 16)


Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections

**S1362: EARLY BALLOT ON-SITE TABULATION**

A qualified voter who appears at a voting center or designated polling place with his/her voted early ballot is required to present identification as required by law. If the voter does not present identification, the voter is required to either deposit the voted early ballot in an official drop box or surrender the early ballot to the election board and vote a provisional ballot. If the voter presents sufficient identification and the affidavit is complete, the voter may...
sign the signature roster and proceed to the tabulating equipment to insert the ballot into a tabulating machine. Appropriates an unspecified amount (blank in original) from the general fund in each of FY2022-23 and FY2023-24 to the newly established Early Ballot On-Site Tabulation Fund for the costs of on-site tabulation as required by this legislation.

First sponsor: Sen. Mesnard (R - Dist 17)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections, GFOAz

S1362: EARLY BALLOT ON-SITE TABULATION 3/14 passed Senate 16-13; ready for House.

S1404: ELIGIBILITY; EARLY VOTING; LIST

Repeals the active early voting list. Qualified electors are only allowed to vote by early ballot if the elector expects to be absent from the precinct at the time of the election, the elector is physically unable to go to the polls, the elector is 65 years of age or older, the elector's residence is more than 15 miles from the polling place, the elector is unable to attend the polls on election day because of the tenets of his/her religion, the elector has a visual impairment, or the elector is an absent uniformed services voter or overseas voter or the spouse or household member of the absent uniformed services voter or overseas voter. County recorders are no longer authorized to establish on-site early voting locations.

First sponsor: Sen. Gowan (R - Dist 14)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections

S1404: ELIGIBILITY; EARLY VOTING; LIST 2/15 from Senate rules okay.

S1411: EARLY BALLOTS; TRACKING SYSTEM

Effective January 1, 2024, for a county that uses early ballots, the county recorder or other officer in charge of elections is required to provide on the county's website an early ballot tracking system that indicates whether the voter’s early ballot has been received and whether the early ballot has been verified and sent to be tabulated or rejected. Appropriates $250,000 from the general fund in FY2022-23 to the Secretary of State for enhancements to the Arizona voter information database to provide for early ballot tracking. AS PASSED SENATE

First sponsor: Sen. Mesnard (R - Dist 17)

Lists: 3_15 Election List, AACo Neutral, Elections

S1411: EARLY BALLOTS; TRACKING SYSTEM 3/14 referred to House gov-elect.

S1460: ELECTION LAW AMENDMENTS

Various changes relating to election law. Establishes options for candidate nomination petitions for candidates for election to an office immediately following redistricting, which do not apply to candidates for a federal, statewide or legislative office. Establishes regulations for adjustment of precinct boundaries based on redistricting. If a voter surrenders an early ballot to the precinct inspector and presents the required identification, the voter must be issued a standard ballot. Modifies various deadlines. Allows the notice of election to be posted online and at other locations where a government body regularly posts public notices, if there is not a newspaper of general circulation in the election district. More.

First sponsor: Sen. Shope (R - Dist 8)

Lists: 1 New Election, 3_15 Election List, AACo, CSA Support, Elections

S1460: ELECTION LAW AMENDMENTS 3/14 passed Senate 17-12; ready for House.

S1465: VOTING EQUIPMENT; REQUIREMENTS; RECORDS; ORIGIN

No later than the August 2024 primary election, the Secretary of State is required to revoke the certification for vote recording, vote aggregation and vote tabulating machines and devices used for elections for federal, state or county offices unless the machines and devices comply with a list of specified requirements, including being manufactured in the United States, meeting certain security standards, not having hardware installed that supports internet connectivity, supporting the usage and tracking of user accounts attributable to a specific individual, and providing a printed record of a voter's choices in a human-discriminable format.
S1465: VOTING EQUIPMENT; REQUIREMENTS; RECORDS; ORIGIN

The primary election day and the general election day are legal holidays. Voters are authorized to be absent from employment on election day and cannot be held liable for any penalty or have salary or wages deducted due to the absence. Statute authorizing early voting is repealed.

First sponsor: Sen. Townsend (R - Dist 16)
Lists: 3_15 Election List, Elections

S1474: VOTING; ELECTION DAY ONLY; HOLIDAY

It is a class 2 (second highest) felony to knowingly and falsely claim U.S. citizenship while registering to vote. It is a class 2 (second highest) felony to register another person to vote and to knowingly and falsely claim that the potential registrant may register as a voter who is eligible to vote only for federal offices when the potential registrant is not a U.S. citizen.

First sponsor: Sen. Townsend (R - Dist 16)
Others: Rep. Burges (R - Dist 1), Rep. Fillmore (R - Dist 16), Sen. Livingston (R - Dist 22)
Lists: 3_15 Election List, Elections

S1475: ELECTION COMPLAINTS; ATTORNEY GENERAL (VOTER REGISTRATION; CITIZENSHIP; FALSIFICATION; PENALTIES)

Each month the clerk of the superior court is required to transmit to the Secretary of State without charge a record of every felony conviction in that county within the preceding month. The Secretary of State is required to use the record for the sole purpose of canceling the names of convicted felons from the statewide voter registration database and must notify the appropriate county recorder. The county recorder is required to cancel the voter registration of the convicted felon.

First sponsor: Sen. Townsend (R - Dist 16)
Lists: 3_15 Election List, AACo Support, Elections

S1476: VOTER REGISTRATION; FELONIES; CLERK; DATABASE

For elections for which the county board of supervisors is responsible, the board of supervisors is prohibited from requiring that a specific marking pen be used on paper ballots and from providing for use on ballots any pen that creates marks that are visible on the reverse side of the paper ballot or that otherwise may damage or cause a ballot to be spoiled.

First sponsor: Sen. Townsend (R - Dist 16)
Lists: 3_15 Election List, Elections

S1477: VOTER REGISTRATION; FELONIES; CLERK; DATABASE

Establishes requirements for any ballot drop box used in Arizona to receive voted early ballots, including logging the receipt of each ballot, generating a paper receipt, and including a functioning camera or video recorder that photographs or video records each person who deposits one or more early ballots. Voted early ballots are prohibited from being mailed to the county recorder and may only be returned by hand delivery. Makes a supplemental appropriation of an unspecified amount (blank in original) from the general fund in FY2021-22 to the Secretary of State to procure, install, operate, and maintain 24-hour per day photo and video surveillance for each ballot drop box in Arizona.
S1571: BALLOT DROP BOXES; SURVEILLANCE; APPROPRIATION 2/23 from Senate apro do pass. From Senate rules okay.

S1573: HAND COUNT; POLITICAL PARTIES; EMPLOYEES

The number of precincts in each county that must be randomly selected for a hand count after each election is changed to 5 percent of the precincts in the county or five precincts, whichever is greater, from two percent or two precincts. If one or more of the political parties do not provide members to select the precincts for a hand count, the county recorder is required to select a county employee who is a member of the designated political party to participate in selecting the precincts. Prohibits the canvass of the election from being completed unless the hand count is conducted and the results are conspicuously posted on the county recorder's website.

S1573: HAND COUNT; POLITICAL PARTIES; EMPLOYEES 2/22 from Senate rules okay.

S1574: VOTING IRREGULARITIES; REPORT; LEGISLATIVE REVIEW

The county recorder or other officer in charge of elections is required to maintain a record of all voting irregularities that occur during early voting, emergency voting and election day voting. Information that must be described in the record is listed. Within 30 days after election day, the county recorder or other officer in charge of elections is required to provide the record to the Legislature. Records on the chain of custody for all election equipment and ballots during early voting through the completion of provisional voting tabulation are public records and are subject to legislative subpoena. Violating any of these requirements is a class 2 (mid-level) misdemeanor.

S1574: VOTING IRREGULARITIES; REPORT; LEGISLATIVE REVIEW 2/22 from Senate rules okay.

S1576: TABULATING EQUIPMENT; FRACTIONAL VOTES; MANUAL

Ballot tabulating equipment that is capable of registering fractional votes or that is susceptible to manipulation by an algorithm that would allow the equipment to register fractional votes is prohibited from being used for an election in Arizona. County recorders or other officers in charge of elections are required to post conspicuously on the county's website the operating manual for any tabulating equipment used by the county. If the posted manual does not accurately describe all of the capabilities of the equipment, the county is prohibited from entering into a contract with the tabulating equipment provider, or if a contract has already been executed, the contract with the tabulating equipment provider is canceled.

S1576: TABULATING EQUIPMENT; FRACTIONAL VOTES; MANUAL 2/22 from Senate rules okay.

S1629: REGISTRATION; VERIFICATION; IMAGES; AUDITS; BOXES

Makes numerous changes related to elections and voting. The Secretary of State is required to establish and administer training for signature verification on early ballots. Establishes a list of requirements for ballot drop boxes, including continuous monitoring and chain of custody documentation. For any election for which there is a federal race on the ballot, the officer in charge of elections is required, within 48 hours after delivery of the official canvass, to make available to the public a central database with an online digital copy of the ballot images, which must be searchable by precinct and meet other specified requirements. The Auditor General is required to establish an audit team to perform election integrity audits of county recorders' offices and county elections departments. Audit requirements are specified. Appropriates an unspecified amount (blank in original) from the general fund in FY2022-23 to the Secretary of State to create and maintain a ballot image portal.
First sponsor: Sen. Borrelli (R - Dist 5)
Others: Sen. Barto (R - Dist 15), Sen. Fann (R - Dist 1), Sen. Gowan (R - Dist 14), Sen. Gray (R - Dist 21), Sen. Kerr (R - Dist 13), Sen. Leach (R - Dist 11), Sen. Livingston (R - Dist 22), Sen. Pace (R - Dist 25), Sen. Petersen (R - Dist 12), Sen. Rogers (R - Dist 6), Sen. Shope (R - Dist 8), Sen. Townsend (R - Dist 16)

Lists: 1 New Election, 3_15 Election List, AACo Neutral, Elections, GFOAz

S1629: REGISTRATION; VERIFICATION; IMAGES; AUDITS; BOXES 3/9 FAILED Senate 13-15.

S1638: EARLY BALLOTS; VISUALLY IMPAIRED VOTERS

Early voting is required to include voting by the use of a remote accessible vote by mail option for persons who are blind or have a visual impairment. AS PASSED SENATE

First sponsor: Sen. Pace (R - Dist 25)
Others: Rep. Shah (D - Dist 24)

Lists: 3_15 Election List, Elections

S1638: EARLY BALLOTS; VISUALLY IMPAIRED VOTERS 3/14 referred to House gov-elect.

S1719: CANDIDATE NOMINATIONS; SIGNATURES; REDISTRICTING

If new boundaries for supervisorial districts, justice precincts, or election precincts are adopted after January 2 of the year of a general election and before the last date for filing of nomination petitions for the elective office, district, or precinct, the basis for determining the required number of nomination petition signatures is the number of qualified signers in the elective office, district, or precinct on the effective date of the new district or precinct. The number of signatures required for a 2022 legislative candidate's or congressional candidate's nomination petition is the lesser of the average of the number of qualified signers needed for all 2020 legislative or congressional districts for that candidate's political party using the voter registration report for January 2, 2022, or the required number of signatures as prescribed in statute if the basis for the percentage is the number of qualified signers in the voter registration report for January 2, 2022 in the 2020 numbered legislative or congressional district with the same numeral and the district that the candidate proposes to represent. Session law establishes requirements for nomination papers and petitions for candidates for election in 2022 to an office other than a federal, statewide, or legislative office. Session law also establishes requirements for nomination papers for candidates for precinct committeeman for the 2022 election. Emergency clause.

First sponsor: Sen. Fann (R - Dist 1)
Others: Sen. Alston (D - Dist 24), Sen. Borrelli (R - Dist 5), Sen. Gray (R - Dist 21), Sen. Leach (R - Dist 11), Sen. Quezada (D - Dist 29)

Lists: 3_15 Election List, Elections

S1719: CANDIDATE NOMINATIONS; SIGNATURES; REDISTRICTING 3/3 see identical bill 2839.

S1720: PRECINCT COMMITTEEMEN; 2022 ELECTION CYCLE.

Repeals session law requiring the county board of supervisors to appoint political party precinct committeemen for the 2022 term of office from names submitted by the county political party committee. Emergency clause.

First sponsor: Sen. Fann (R - Dist 1)

Lists: 3_15 Election List, Elections

S1720: PRECINCT COMMITTEEMEN; 2022 ELECTION CYCLE. 3/14 passed Senate 17-12; ready for House.

SCR1012: VOTING; VOTER IDENTIFICATION (LEGISLATURE, NINETY HOUSE DISTRICTS)

The 2022 general election ballot is to carry the question of whether to amend state statute to modify the type of identification that a voter may present in order to receive a ballot to require one valid and unexpired form of identification that includes a photograph, and to require a second form of identification if the photo identification does not have an address or the address does not match the address in the precinct register. The Department of Transportation is prohibited from charging a fee for issuing a nonoperating identification license if a person attests on the application that the person has applied for the license in order to comply with any legal requirements related to registering to vote or voting. Early ballot affidavits must require the voter to provide the voter's "early voter identification" (defined as the voter's Arizona driver license or nonoperating identification number, the last four digits of the
voter's social security number, or the unique identifying number in the statewide electronic voter registration database as assigned by the Secretary of State) number and the voter's date of birth and signature. Any qualified Arizona voter has standing to file a special action to require any official to enforce the requirements of this legislation if the official has a legal duty to do so, and to file a declaratory judgment action to determine the proper construction of this legislation. Applies to elections beginning no later than the 2024 primary election. Severability clause. AS SENT TO SECRETARY OF STATE

First sponsor: Sen. Mesnard (R - Dist 17)

Lists: 1 New Election, 3_15 Election List, AACo Oppose, Elections

SCR1012: VOTING; VOTER IDENTIFICATION 2/28 substituted in House for identical bill HCR2025. Passed House 31-26; to secretary of state for placement on the 2022 general election ballot.