Agenda Item

5c
Resolution of the Pima County Election Integrity Commission – June 17, 2022

Whereas the Governor of Arizona recently signed into law SB 1362, and

Whereas SB1362 and the included statutory changes will be effective for the November 8, 2022 General Election, and

Whereas compliance with the various requirements of the new laws involving changes to polling place and early voting procedures will cause confusion and loss of confidence in our elections among the voters, and

Whereas compliance with the various requirements of the new law may involve substantial changes to the software and election management systems used by Pima County, and

Whereas disclosure of much of the information required by these new laws may cause violation of the Arizona Constitution requirement for secrecy of the ballot as well as violations of various federal and state election laws, and

Whereas any changes to the election software will require recertification of the election management system used by Pima County, therefore be it resolved that

The Pima County Election Integrity Commission recommends that the Pima County Board of Supervisors take immediate legal action in the Pima County Superior Court and other courts as necessary by filing a claim for a Temporary Restraining Order to hold the execution of the provisions of SB1362 in abeyance until after the November 8, 2022 General Election in order to give Pima County election officials and the Pima County Attorney’s office sufficient time to investigate the implications of any changes to election management systems or election procedures that might be required for full compliance and any potential violations of the Arizona Constitution and other state and federal election laws.