

State of Arizona
Senate
Fiftieth Legislature
First Regular Session
2011

SENATE BILL 1471

AN ACT

AMENDING SECTION 16-248, ARIZONA REVISED STATUTES; AMENDING SECTION 16-531, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2010, CHAPTER 318, SECTION 22; AMENDING SECTIONS 16-547, 16-580, 16-801 AND 16-803, ARIZONA REVISED STATUTES; RELATING TO ELECTIONS AND ELECTORS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 16-248, Arizona Revised Statutes, is amended to
3 read:

4 16-248. Designation of polling places

5 A. Not less than twenty days before a presidential preference
6 election, the board of supervisors shall designate a reasonable and adequate
7 number of polling places where the election shall be held.

8 B. The number of polling places for the presidential preference
9 election is to be determined according to the number of active registered
10 voters as of January 1 of the year of the presidential preference election.

11 C. Each county with ~~more than~~ two hundred thousand **OR MORE** active
12 registered voters shall determine the number of polling places for the
13 presidential preference election by using no more than one-half of the number
14 of precincts as of January 1 of the year of the presidential preference
15 election.

16 D. Each county with less than two hundred thousand active registered
17 voters but ~~more than~~ ten thousand **OR MORE** active registered voters shall
18 determine the number of polling places for the presidential preference
19 election by using no more than one polling place for every two thousand
20 active registered voters as of January 1 of the year of the presidential
21 preference primary.

22 E. Each county with less than ten thousand active registered voters
23 shall determine the number of polling places for the presidential preference
24 election by using no more than one polling place for every one thousand
25 active registered voters as of January 1 of the year of the presidential
26 preference election.

27 F. If it is determined by the secretary of state that compliance with
28 state and federal regulations would be jeopardized, the secretary of state
29 has the authority to release a county from the number of polling places
30 prescribed by this section.

31 G. ~~The provisions of~~ This section ~~do~~ **DOES** not apply to land located on
32 an Indian reservation.

33 H. In precincts that contain fewer than ~~two~~ **THREE** hundred active
34 registered voters, the officer in charge of elections may conduct a
35 presidential preference election by mail.

36 Sec. 2. Section 16-531, Arizona Revised Statutes, as amended by Laws
37 2010, chapter 318, section 22, is amended to read:

38 16-531. Appointment of election boards and tally boards;
39 qualifications

40 A. When an election is ordered, and not less than twenty days ~~prior to~~
41 **BEFORE** a general or primary election, the board of supervisors shall appoint
42 for each election precinct one inspector, one marshal, two judges and ~~not~~
43 ~~less than two~~ **AS MANY** clerks of election **AS DEEMED NECESSARY**. The inspector,
44 marshal, judges and clerks shall be qualified voters of the precinct for
45 which appointed, unless there is not a sufficient number of persons available

1 to provide the number of appointments required. The inspector, marshal and
 2 judges shall not have changed their political party affiliation or their no
 3 party preference affiliation since the last preceding general election, and
 4 if they are members of the two political parties ~~which~~ THAT cast the highest
 5 number of votes in the state at the last preceding general election, they
 6 shall be divided equally between these two parties. There shall be an equal
 7 number of inspectors in the various precincts in the county who are members
 8 of the two largest political parties. In each precinct where the inspector
 9 is a member of one of the two largest political parties, the marshal in that
 10 precinct shall be a member of the other of the two largest political parties.
 11 Whenever possible, any person appointed as an inspector shall have had
 12 previous experience as an inspector, judge, marshal or clerk of elections.
 13 If there is no qualified person in a given precinct, the appointment of an
 14 inspector may be made from names provided by the county party chairman. If
 15 not less than ninety days ~~prior to~~ BEFORE the election the chairman of the
 16 county committee of either of the parties designates qualified voters of the
 17 precinct, or of another precinct if there are not sufficient members of his
 18 party available in the precinct to provide the necessary representation on
 19 the election board as judge, such designated qualified voters shall be
 20 appointed. The judges, together with the inspector, shall constitute the
 21 board of elections. Any registered voter in the election precinct, or in
 22 another election precinct if there are not sufficient persons available in
 23 the election precinct for which the clerks are being appointed, may be
 24 appointed as clerk.

25 B. If the election precinct consists of fewer than ~~two~~ THREE hundred
 26 qualified electors, the board of supervisors may appoint not fewer than one
 27 inspector and two judges. The board of supervisors shall give notice of
 28 election precincts consisting of fewer than ~~two~~ THREE hundred qualified
 29 electors to the county chairmen of the two largest political parties not
 30 later than thirty days before the election. The inspector and judges shall
 31 be appointed in the same manner by party as provided in subsection A of this
 32 section.

33 C. If a nonpartisan election is ordered, not less than twenty days
 34 before the election the governing board holding the election shall appoint,
 35 without consideration for political party, a minimum of three election
 36 workers for each polling place. The election workers shall consist of at
 37 least one inspector and two judges. Whenever possible, they shall be
 38 qualified electors of the precinct located within the district, without
 39 consideration for political party.

40 D. Where the election precinct consists of three hundred fifty or more
 41 qualified electors, the board of supervisors may in addition to the board of
 42 elections appoint a similar board to be known as the tally board. The tally
 43 board shall take custody of the ballots from the closing of the polls until
 44 the tally of the ballots is completed. The tally board shall consist of the
 45 inspector of the board of elections, two judges and not less than two clerks.

1 The inspector and two judges shall be appointed to provide as equal as
2 practicable representation of members of the two largest political parties on
3 the board in the same manner as provided for the election boards. Any
4 registered voter in the election precinct, or in another election precinct if
5 there are not sufficient persons available in the election precinct for which
6 the clerks are being appointed, may be appointed as clerk. A member
7 appointed to serve on the tally board, with the exception of the inspector of
8 the board of elections, shall not be appointed to serve on the board of
9 elections. The inspector of the board of elections shall be a member of the
10 tally board and during such time shall act as the supervisor of the tally
11 board. No United States, state, county or precinct officer, nor a candidate
12 for office at the election, other than a precinct committeeman or a candidate
13 for the office of precinct committeeman, is qualified to act as judge,
14 inspector, marshal or clerk.

15 E. If an electronic voting system is in use the write-in ballots shall
16 be tallied by a board of elections consisting of one inspector and two judges
17 who are appointed in the same manner by party as provided in subsection A of
18 this section.

19 F. At least ten days before a special election, the governing body
20 conducting the election may in like manner appoint a special tally board or
21 boards for the specific purpose of tallying the ballots on the closing of the
22 polls. The tally boards shall consist of at least one inspector and two
23 judges. The inspector of the board of elections shall act as the supervisor
24 of the tally board.

25 G. Notwithstanding any other law, the board of supervisors may appoint
26 to an election board to serve as a clerk of election a person who is not
27 eligible to vote if all of the following conditions are met:

28 1. The person is a minor who will be at least sixteen years of age at
29 the time of the election for which the person is named to the election board.

30 2. The person is a citizen of the United States at the time of the
31 election for which the person is named to the election board.

32 3. The person is supervised by an adult who has been trained as an
33 elections officer.

34 4. The person has received training provided by the officer in charge
35 of elections.

36 5. The parent or guardian of the person has provided written
37 permission for the person to serve.

38 H. A school district or charter school shall not be required to reduce
39 its average daily membership, as defined in section 15-901, for any pupil who
40 is absent from one or more instructional programs as a result of the pupil's
41 service on an election board pursuant to subsection G of this section.

42 I. A school district or charter school shall not count any pupil's
43 absence from one or more instructional programs as a result of the pupil's
44 service on an election board pursuant to subsection G of this section against
45 any mandatory attendance requirements for the pupil.

1 J. Nothing in this section shall prevent the board of supervisors or
2 governing body from refusing for cause to reappoint, or from removing for
3 cause, an election or tally board member.

4 Sec. 3. Section 16-547, Arizona Revised Statutes, is amended to read:
5 16-547. Ballot affidavit: form

6 A. The early ballot shall be accompanied by an envelope bearing ~~upon~~
7 ON the front the name, official title and post office address of the recorder
8 or other officer in charge of elections and ~~upon~~ ON the other side a printed
9 affidavit in substantially the following form:

10 ~~State of Arizona~~

11 ~~County of _____~~

12 ~~I, _____, do solemnly swear that I am the identical~~
13 ~~person whose name is signed to this affidavit and that this name~~
14 ~~and signature are my true name and signature, or if I did not~~
15 ~~personally sign, it was because of physical disability and that~~
16 ~~I requested _____ (name of person signing~~
17 ~~affidavit) to sign for me, that I have not voted and will not~~
18 ~~vote in this election in any other state during the calendar~~
19 ~~year of this affidavit and that I personally voted the enclosed~~
20 ~~ballot or that it was marked according to my instructions~~
21 ~~because I was unable to do so. I understand that knowingly~~
22 ~~voting more than once in any election is a class 5 felony. I~~
23 ~~declare that I am more than eighteen years of age, that I am a~~
24 ~~qualified elector of the state of Arizona and the county of~~
25 ~~_____ and that I reside at _____. If a challenge~~
26 ~~is filed against my early ballot, I understand that a copy of~~
27 ~~the challenge will be sent to me by first class mail and that I~~
28 ~~may have as little as forty eight hours' notice of an~~
29 ~~opportunity to appear. For purposes of notifying me of a ballot~~
30 ~~challenge between the time I return my ballot and seven days~~
31 ~~after election day, please use the following address:~~
32 ~~_____. (If no address is provided, notice will be~~
33 ~~mailed to the mailing address listed on the registration rolls.)~~
34 ~~_____~~

35 ~~Elector~~

36 I DECLARE THE FOLLOWING UNDER PENALTY OF PERJURY: I AM A
37 REGISTERED VOTER IN _____ COUNTY ARIZONA, I HAVE NOT VOTED
38 AND WILL NOT VOTE IN THIS ELECTION IN ANY OTHER COUNTY OR STATE,
39 I UNDERSTAND THAT KNOWINGLY VOTING MORE THAN ONCE IN ANY
40 ELECTION IS A CLASS 5 FELONY AND I VOTED THE ENCLOSED BALLOT AND
41 SIGNED THIS AFFIDAVIT PERSONALLY UNLESS NOTED BELOW.

42 IF THE VOTER WAS ASSISTED BY ANOTHER PERSON IN MARKING THE
43 BALLOT, COMPLETE THE FOLLOWING:

44 I DECLARE THE FOLLOWING UNDER PENALTY OF PERJURY: AT THE
45 REGISTERED VOTER'S REQUEST I ASSISTED THE VOTER IDENTIFIED IN

1 THIS AFFIDAVIT WITH MARKING THE VOTER'S BALLOT, I MARKED THE
2 BALLOT AS DIRECTLY INSTRUCTED BY THE VOTER, I PROVIDED THE
3 ASSISTANCE BECAUSE THE VOTER WAS PHYSICALLY UNABLE TO MARK THE
4 BALLOT SOLELY DUE TO ILLNESS, INJURY OR PHYSICAL LIMITATION AND
5 I UNDERSTAND THAT THERE IS NO POWER OF ATTORNEY FOR VOTING AND
6 THAT THE VOTER MUST BE ABLE TO MAKE THEIR SELECTION EVEN IF THEY
7 CANNOT PHYSICALLY MARK THE BALLOT.

8 NAME OF VOTER ASSISTANT: _____

9 ADDRESS OF VOTER ASSISTANT: _____

10 B. The face of each envelope in which a ballot is sent to a federal
11 postcard applicant or in which a ballot is returned by such applicant to the
12 recorder or other officer in charge of elections shall be in the form
13 prescribed in accordance with the uniformed and overseas citizens absentee
14 voting act of 1986 (P.L. 99-410; 42 United States Code section 1973ff).
15 Otherwise, the envelopes shall be the same as those used to send ballots to,
16 or receive ballots from, other early voters.

17 C. The county recorder or other officer in charge of elections shall
18 supply printed instructions to early voters that direct them to sign the
19 affidavit, mark the ballot and return both in the enclosed self-addressed
20 envelope. The instructions shall include the following statement:

21 In order to be valid and counted, the ballot and affidavit must
22 be delivered to the office of the county recorder or other
23 officer in charge of elections or may be deposited at any
24 polling place in the county no later than 7:00 p.m. on election
25 day.

26 Sec. 4. Section 16-580, Arizona Revised Statutes, is amended to read:
27 16-580. Manner of voting: assistance for certain electors

28 A. Except as prescribed by subsection G of this section, only one
29 person per voting booth shall be permitted at any one time to sign for the
30 receipt of a ballot and to wait for an opportunity to vote.

31 B. On receiving a ballot the voter shall promptly and without leaving
32 the voting area retire alone, except as provided in subsection G of this
33 section, to one of the voting booths that is not occupied, prepare the ballot
34 in secret and vote in the manner and substantial form as required by the
35 instruction to voters.

36 C. In order that the rights of other voters shall not be interfered
37 with, a voter shall not be allowed to occupy a voting booth for more than
38 five minutes when other voters are waiting to occupy the booth. If the voter
39 refuses to leave after the lapse of five minutes, the voter may be removed by
40 the judges. If a voter has not completed a ballot after the allotted five
41 minutes, the voter may request the marshal to hold the ballot and when
42 another booth is empty and all voters present have had an opportunity to vote
43 the removed person may be allowed an additional five minutes in the booth.

44 D. Before leaving the voting booth the voter shall fold the ballot
45 lengthwise and crosswise, or place the voter's card in the ballot envelope,

1 but in such a way that the contents of the ballot shall be concealed and the
2 stub, if any, can be removed without exposing the contents of the ballot and
3 shall keep the ballot folded until the voter has delivered it to the
4 inspector, or judge acting as such.

5 E. The election board official shall receive the ballot from the voter
6 and in the presence of the election board and if the ballot includes a stub,
7 remove the stub without opening the ballot, deposit the ballot in the ballot
8 box, or if the voter so requests, hand the ballot to the voter and permit the
9 voter to deposit the ballot in the ballot box, and string the stub, if any,
10 ~~upon~~ ON a string provided. If the ballot is of the type that includes a stub
11 and the stub has been removed from the ballot ~~prior to~~ BEFORE receipt by the
12 election official, it shall not be deposited in the ballot box, but it shall
13 be marked "spoiled" and placed with the spoiled ballots.

14 F. After delivery of the ballot to the election board official, or if
15 the voter has asked to deposit the ballot in the ballot box, after the ballot
16 is deposited, the voter shall then proceed outside the voting area and shall
17 not again enter the voting area unless the voter is an authorized election
18 official.

19 G. Any registered voter ~~may~~, at the voter's option, MAY be accompanied
20 by a minor who is permitted in the voting booth pursuant to section 16-515,
21 subsection E, be accompanied and assisted by a person of the voter's own
22 choice or be assisted by two election officials, one from each major
23 political party, during any process relating to voting or during the actual
24 process of voting on a paper ballot, machine or electronic voting system. A
25 person who is a candidate for an office in that election ~~other than the~~
26 ~~office of precinct committeeman~~ OR WHO HAS BEEN EMPLOYED BY OR VOLUNTEERED
27 FOR A CANDIDATE, CAMPAIGN, POLITICAL ORGANIZATION OR POLITICAL PARTY IN THAT
28 ELECTION is not eligible to assist any voter.

29 Sec. 5. Section 16-801, Arizona Revised Statutes, is amended to read:

30 16-801. Representation of new party on ballot at primary and
31 general elections

32 A. A new political party may become eligible for recognition and shall
33 be represented by an official party ballot at the next ensuing regular
34 primary election and accorded a column on the official ballot at the
35 succeeding general election ~~upon~~ ON filing with the secretary of state a
36 petition signed by a number of qualified electors equal to not less than one
37 and one-third per cent of the total votes cast for governor at the last
38 preceding general election at which a governor was elected. FROM THIS
39 NUMBER, AT LEAST FIVE DIFFERENT COUNTIES SHALL BE INCLUDED AS THE COUNTY OF
40 REGISTRATION AMONG THE REQUIRED TOTAL OF QUALIFIED ELECTORS AND AT LEAST TEN
41 PER CENT OF THE REQUIRED TOTAL OF QUALIFIED ELECTORS SHALL BE REGISTERED IN
42 COUNTIES WITH POPULATIONS OF LESS THAN FIVE HUNDRED THOUSAND PERSONS. The
43 petition shall:

~~1. Bear the certification of the county recorder of each county that the signatures on the petition have been examined and that these are signatures of qualified electors of the county.~~

~~2.~~ 1. Be verified by the affidavit of ten qualified electors of the state, asking that the signers thereof be recognized as a new political party. The status as qualified electors of the signers of the affidavit shall be certified by the county recorder of the county in which they reside.

~~3.~~ 2. Be in substantially the form prescribed by section 16-315.

~~4.~~ 3. Be captioned "petition for political party recognition".

B. NOTWITHSTANDING ANY OTHER LAW, ON RECOGNITION AS A POLITICAL PARTY THAT IS REPRESENTED BY AN OFFICIAL PARTY BALLOT AT THE PRIMARY ELECTION AND ACCORDED A BALLOT COLUMN AT THE SUCCEEDING GENERAL ELECTION, A NEW POLITICAL PARTY IS ENTITLED TO REPRESENTATION AS A POLITICAL PARTY ON THE OFFICIAL BALLOT THROUGH THE NEXT TWO REGULARLY SCHEDULED GENERAL ELECTIONS FOR FEDERAL OFFICE IMMEDIATELY FOLLOWING RECOGNITION OF THE POLITICAL PARTY. AFTER THESE TWO REGULARLY SCHEDULED GENERAL ELECTIONS FOR FEDERAL OFFICE THE POLITICAL PARTY IS INELIGIBLE FOR FURTHER REPRESENTATION ON THE BALLOT UNLESS IT QUALIFIES FOR CONTINUED REPRESENTATION ON THE BALLOT AS PRESCRIBED IN SECTION 16-804 OR IT FILES A NEW PETITION FOR RECOGNITION AS A NEW POLITICAL PARTY PURSUANT TO THIS SECTION AND SECTION 16-803.

Sec. 6. Section 16-803, Arizona Revised Statutes, is amended to read:

16-803. Filing petition for recognition; submission of petitions to county recorder for signature verification

A. A petition for recognition of a new political party shall be filed with the secretary of state, the officer in charge of elections of the county or the city or town clerk, as the case may be, not less than one hundred forty days before the primary election for which the party seeks recognition. A new party that seeks both state and county recognition may file the original petition with the officer in charge of elections for the county and a certified copy of the petition with the secretary of state.

B. A petition for recognition shall not be submitted ~~for signature verification~~ to a county recorder or a city or town clerk, as the case may be, later than one hundred eighty days before the primary election.

~~C. The county recorder shall verify and count all signatures of qualified electors within thirty days after submission.~~

C. ON RECEIPT OF A PETITION FOR STATEWIDE RECOGNITION, THE COUNTY OFFICER IN CHARGE OF ELECTIONS FROM EACH OF THE COUNTIES IN WHICH THE PETITION WAS FILED SHALL SUBMIT THE PETITIONS AND SIGNATURES TO THE SECRETARY OF STATE. WITHIN FIVE BUSINESS DAYS AFTER RECEIPT, THE SECRETARY OF STATE SHALL REMOVE THE FOLLOWING SIGNATURES THAT ARE NOT ELIGIBLE FOR VERIFICATION BY MARKING AN "SS" IN RED INK IN THE MARGIN TO THE RIGHT OF THE SIGNATURE LINE:

1 1. IF THE SIGNATURE OF THE QUALIFIED ELECTOR IS MISSING.
2 2. IF THE RESIDENCE ADDRESS OR THE DESCRIPTION OF RESIDENCE LOCATION
3 IS MISSING.
4 3. IF THE DATE ON WHICH THE PETITIONER SIGNED IS MISSING.
5 D. THE SECRETARY OF STATE, DURING THE SAME FIVE BUSINESS DAY PERIOD
6 PROVIDED IN SUBSECTION C, SHALL SELECT, AT RANDOM, TWENTY PER CENT OF THE
7 TOTAL SIGNATURES ELIGIBLE FOR VERIFICATION BY THE COUNTY RECORDERS OF THE
8 COUNTIES IN WHICH THE PERSONS SIGNING THE PETITION CLAIM TO BE QUALIFIED
9 ELECTORS. THE RANDOM SAMPLE OF SIGNATURES TO BE VERIFIED SHALL BE DRAWN IN
10 SUCH A MANNER THAT EVERY SIGNATURE ELIGIBLE FOR VERIFICATION HAS AN EQUAL
11 CHANCE OF BEING INCLUDED IN THE SAMPLE. THE RANDOM SAMPLE PRODUCED SHALL
12 IDENTIFY EACH SIGNATURE SELECTED BY PETITION PAGE AND LINE NUMBER. THE
13 SIGNATURES SELECTED SHALL BE MARKED ACCORDING TO THE FOLLOWING PROCEDURE:
14 1. USING RED INK, MARK THE SELECTED SIGNATURE BY CIRCLING THE LINE
15 NUMBER AND DRAWING A LINE FROM THE BASE OF THE CIRCLE EXTENDING INTO THE LEFT
16 MARGIN.
17 2. IF A SIGNATURE LINE SELECTED FOR THE RANDOM SAMPLE IS FOUND TO BE
18 BLANK OR WAS REMOVED FROM THE VERIFICATION PROCESS PURSUANT TO SUBSECTION C,
19 THEN THE NEXT LINE DOWN, EVEN IF THAT REQUIRES GOING TO THE NEXT PETITION
20 SHEET IN SEQUENCE, ON WHICH AN ELIGIBLE SIGNATURE APPEARS SHALL BE SELECTED
21 AS A SUBSTITUTE IF THAT LINE HAS NOT ALREADY BEEN SELECTED FOR THE RANDOM
22 SAMPLE. IF THE NEXT ELIGIBLE LINE IS ALREADY BEING USED IN THE RANDOM
23 SAMPLE, THE SECRETARY OF STATE SHALL PROCEED BACK UP THE PAGE FROM THE
24 SIGNATURE LINE ORIGINALLY SELECTED FOR THE RANDOM SAMPLE TO THE NEXT PREVIOUS
25 SIGNATURE LINE ELIGIBLE FOR VERIFICATION. IF THAT LINE IS ALREADY BEING USED
26 IN THE RANDOM SAMPLE, THE SECRETARY OF STATE SHALL CONTINUE MOVING DOWN THE
27 PAGE OR TO THE NEXT PAGE FROM THE LINE ORIGINALLY SELECTED FOR THE RANDOM
28 SAMPLE AND SHALL SELECT THE NEXT ELIGIBLE SIGNATURE AS ITS SUBSTITUTE FOR THE
29 RANDOM SAMPLE. THE SECRETARY OF STATE SHALL USE THIS PROCESS OF ALTERNATELY
30 MOVING FORWARD AND BACKWARD UNTIL A SIGNATURE ELIGIBLE FOR VERIFICATION AND
31 NOT ALREADY INCLUDED IN THE RANDOM SAMPLE CAN BE SELECTED AND SUBSTITUTED.
32 E. AFTER THE SELECTION OF THE RANDOM SAMPLE, THE SECRETARY OF STATE
33 SHALL REPRODUCE A FACSIMILE OF THE FRONT OF EACH SIGNATURE SHEET ON WHICH A
34 SIGNATURE INCLUDED IN THE RANDOM SAMPLE APPEARS. THE SECRETARY OF STATE
35 SHALL CLEARLY IDENTIFY THOSE SIGNATURES MARKED FOR VERIFICATION BY COLOR
36 HIGHLIGHTING OR OTHER SIMILAR METHOD AND SHALL TRANSMIT BY PERSONAL DELIVERY
37 OR CERTIFIED MAIL TO EACH COUNTY RECORDER A FACSIMILE SHEET OF EACH SIGNATURE
38 SHEET ON WHICH A SIGNATURE APPEARS OF ANY INDIVIDUAL WHO CLAIMS TO BE A
39 QUALIFIED ELECTOR OF THAT COUNTY AND WHOSE SIGNATURE WAS SELECTED FOR
40 VERIFICATION AS PART OF THE RANDOM SAMPLE.
41 F. WITHIN TEN BUSINESS DAYS AFTER RECEIVING THE FACSIMILE SIGNATURE
42 SHEETS FROM THE SECRETARY OF STATE, THE COUNTY RECORDER SHALL DETERMINE WHICH
43 SIGNATURES OF INDIVIDUALS WHOSE NAMES WERE TRANSMITTED SHALL BE DISQUALIFIED
44 FOR ANY OF THE FOLLOWING REASONS:

1 1. NO RESIDENCE ADDRESS OR DESCRIPTION OF RESIDENCE LOCATION IS
2 PROVIDED.

3 2. NO DATE OF SIGNING IS PROVIDED.

4 3. THE SIGNATURE IS ILLEGIBLE AND THE SIGNER IS OTHERWISE
5 UNIDENTIFIABLE.

6 4. THE ADDRESS PROVIDED IS ILLEGIBLE OR NONEXISTENT.

7 5. THE INDIVIDUAL WAS NOT A QUALIFIED ELECTOR ON THE DATE OF SIGNING
8 THE PETITION.

9 6. THE INDIVIDUAL WAS A REGISTERED VOTER BUT WAS NOT AT LEAST EIGHTEEN
10 YEARS OF AGE ON THE DATE OF SIGNING THE PETITION OR AFFIDAVIT.

11 7. THE SIGNATURE WAS DISQUALIFIED AFTER COMPARISON WITH THE SIGNATURE
12 ON THE AFFIDAVIT OF REGISTRATION.

13 8. IF A PETITIONER SIGNED MORE THAN ONCE, ALL BUT ONE OTHERWISE VALID
14 SIGNATURE SHALL BE DISQUALIFIED.

15 9. FOR THE SAME REASONS ANY SIGNATURES COULD HAVE BEEN REMOVED BY THE
16 SECRETARY OF STATE PURSUANT TO THIS SECTION.

17 G. WITHIN THE SAME TIME PERIOD PROVIDED IN SUBSECTION F, THE COUNTY
18 RECORDER SHALL CERTIFY TO THE SECRETARY OF STATE THE FOLLOWING:

19 1. THE NAME OF ANY INDIVIDUAL WHOSE SIGNATURE WAS INCLUDED IN THE
20 RANDOM SAMPLE AND DISQUALIFIED BY THE COUNTY RECORDER TOGETHER WITH THE
21 PETITION PAGE AND LINE NUMBER OF THE DISQUALIFIED SIGNATURE.

22 2. THE TOTAL NUMBER OF SIGNATURES SELECTED FOR THE RANDOM SAMPLE AND
23 TRANSMITTED TO THE COUNTY RECORDER FOR VERIFICATION AND THE TOTAL NUMBER OF
24 RANDOM SAMPLE SIGNATURES DISQUALIFIED.

25 H. AT THE TIME OF THE CERTIFICATION, THE COUNTY RECORDER SHALL:

26 1. RETURN THE FACSIMILE SIGNATURE SHEETS TO THE SECRETARY OF STATE.

27 2. SEND NOTICE OF THE RESULTS OF THE CERTIFICATION BY MAIL TO THE
28 PERSON OR ORGANIZATION THAT SUBMITTED THE PETITIONS AND TO THE SECRETARY OF
29 STATE.

30 I. WITHIN TEN BUSINESS DAYS, AFTER RECEIPT OF THE FACSIMILE SIGNATURE
31 SHEETS AND THE CERTIFICATION OF EACH COUNTY RECORDER, THE SECRETARY OF STATE
32 SHALL DETERMINE THE TOTAL NUMBER OF VALID SIGNATURES BY SUBTRACTING FROM THE
33 TOTAL NUMBER OF ELIGIBLE SIGNATURES IN THE FOLLOWING ORDER:

34 1. ALL SIGNATURES THAT WERE FOUND INELIGIBLE BY THE COUNTY RECORDERS.

35 2. AFTER DETERMINING THE PERCENTAGE OF ALL SIGNATURES FOUND TO BE
36 INVALID IN THE RANDOM SAMPLE, A LIKE PERCENTAGE FROM THOSE SIGNATURES
37 REMAINING AFTER THE SUBTRACTIONS PERFORMED PURSUANT TO PARAGRAPH 1 OF THIS
38 SUBSECTION.

39 J. IF THE NUMBER OF VALID SIGNATURES AS PROJECTED FROM THE RANDOM
40 SAMPLE PURSUANT TO SUBSECTION I IS AT LEAST ONE HUNDRED PER CENT OF THE
41 MINIMUM NUMBER REQUIRED BY THIS SECTION, THE PARTY SHALL BE RECOGNIZED. IF
42 THE NUMBER OF VALID SIGNATURES AS PROJECTED FROM THE RANDOM SAMPLE IS LESS
43 THAN ONE HUNDRED PER CENT OF THE MINIMUM NUMBER, THE PARTY SHALL NOT BE
44 RECOGNIZED.