



**ARIZONA STATE SENATE**  
*Fifty-Fourth Legislature, First Regular Session*

**AMENDED**  
FACT SHEET FOR S.B. 1046

early voting list; mailing ballot

Purpose

Requires electors who receive an early ballot to return the early ballot by mail in order for the ballot to be processed.

Background

Any qualified elector may vote by early ballot through a verbal or signed request to the county recorder or other officer in charge of elections within 93 days of the election. The request for an early ballot must be received by the county recorder or officer in charge of elections no later than 11 days before the election. The county recorder may establish on-site early voting locations at the recorder's office and any other early voting locations in the county as necessary. Currently, any elector who appears at an on-site early voting location by 5:00 p.m. the Friday before the election is allowed to vote at the on-site location ([A.R.S. § 16-542](#)).

Any elector may request to be included on the Permanent Early Voting List (PEVL) to receive an early ballot for any election for which the county voter registration roll is used to prepare the election register. The county recorder of each county is required to maintain the PEVL as part of the voter registration roll. Early ballots are automatically mailed to electors on the PEVL no later than the first day of early voting ([A.R.S. § 16-544](#)).

All early ballots must be received by the county recorder or other officer in charge of elections or be deposited by the elector or the elector's agent at any polling place in the elector's county of residence by 7:00 p.m. on election day ([A.R.S. § 16-548](#)).

There is no anticipated fiscal impact to the state General Fund associated with this legislation.

Provisions

1. Prohibits an elector who receives an early ballot by mail from delivering an early ballot to an early voting location or to a polling place on election day.
2. Allows a county recorder or other officer in charge of elections to receive or deliver for processing early ballots from electors who receive an early ballot by mail only if they are returned by mail.
3. Allows an elector who has not returned an early ballot to vote a standard ballot in person at an early voting location or at the elector's designated polling location on election day.

4. Makes technical changes.
5. Becomes effective on the general effective date.

Amendments Adopted by Committee

1. Applies the provisions of the bill to all electors who receive an early ballot by mail, rather than only electors on the PEVL.
2. Removes the prohibition on voting in-person at any early voting location for electors on the PEVL.
3. Allows electors who have received an early ballot by mail to cast a standard ballot, rather than a provisional ballot, on election day.

Senate Action

JUD            1/24/19    DPA    4-3-0

Prepared by Senate Research

January 25, 2019

JA/AB/gs