

COMMITTEE ON GOVERNMENT & ELECTIONS  
HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1713  
(Reference to Senate engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Title 16, chapter 4, article 8, Arizona Revised  
3 Statutes, is amended by adding section 16-541.01, to read:

4 16-541.01. Definitions

5 IN THIS ARTICLE, UNLESS THE CONTEXT OTHERWISE REQUIRES:

6 1. "COMPLETED AFFIDAVIT" MEANS A SIGNED AFFIDAVIT THAT INCLUDES THE  
7 REQUIRED VOTER INFORMATION.

8 2. "VOTER INFORMATION" MEANS THE VOTER'S DATE OF BIRTH AND EITHER  
9 THE VOTER'S VOTER REGISTRATION NUMBER OR THE VOTER'S ARIZONA DRIVER LICENSE  
10 NUMBER.

11 Sec. 2. Section 16-547, Arizona Revised Statutes, is amended to  
12 read:

13 16-547. Ballot affidavit; form

14 A. The early ballot shall be accompanied by an envelope bearing on  
15 the front the name, official title and post office address of the recorder  
16 or other officer in charge of elections and ~~on the other side~~ a printed  
17 affidavit THAT IS ABLE TO BE CONCEALED WHEN DELIVERED OR MAILED TO THE  
18 COUNTY RECORDER OR OTHER OFFICER IN CHARGE OF ELECTIONS. THE AFFIDAVIT  
19 SHALL REQUIRE A VOTER TO PROVIDE VOTER INFORMATION AND SHALL BE in  
20 substantially the following form:

21 I declare the following under penalty of perjury: I am a  
22 registered voter in \_\_\_\_\_ county Arizona, I have not  
23 voted and will not vote in this election in any other county or

1 state, I understand that knowingly voting more than once in any  
2 election is a class 5 felony and I voted the enclosed ballot  
3 and signed this affidavit personally unless noted below.

4 If the voter was assisted by another person in marking  
5 the ballot, complete the following:

6 I declare the following under penalty of perjury: At the  
7 registered voter's request I assisted the voter identified in  
8 this affidavit with marking the voter's ballot, I marked the  
9 ballot as directly instructed by the voter, I provided the  
10 assistance because the voter was physically unable to mark the  
11 ballot solely due to illness, injury or physical limitation and  
12 I understand that there is no power of attorney for voting and  
13 that the voter must be able to make their selection even if  
14 they cannot physically mark the ballot.

15 Name of voter assistant: \_\_\_\_\_

16 Address of voter assistant: \_\_\_\_\_

17 B. The face of each envelope in which a ballot is sent to a federal  
18 postcard applicant or in which a ballot is returned by ~~such~~ THE applicant  
19 to the recorder or other officer in charge of elections shall be in the  
20 form prescribed in accordance with the uniformed and overseas citizens  
21 absentee voting act of 1986 (P.L. 99-410; ~~42~~ 52 United States Code section  
22 ~~1973ff~~ 20301). Otherwise, the envelopes shall be the same as those used to  
23 send ballots to, or receive ballots from, other early voters.

24 C. The county recorder or other officer in charge of elections shall  
25 supply printed instructions to early voters that direct them to COMPLETE  
26 AND sign the affidavit, mark the ballot and return ~~both~~ THEM in the  
27 enclosed self-addressed envelope that complies with section 16-545. The  
28 instructions shall include the following statement:

29 In order to be valid and counted, the ballot and  
30 COMPLETED affidavit must be delivered to the office of the  
31 county recorder or other officer in charge of elections or may

1 be deposited at any polling place in the county ~~no~~ NOT later  
2 than 7:00 p.m. on election day.

3 WARNING-It is a felony to offer or receive any compensation for  
4 a ballot.

5 D. NOTWITHSTANDING SUBSECTIONS A AND C OF THIS SECTION, A  
6 SPECIAL DISTRICT THAT IS NOT PRIMARILY SUPPORTED BY TAXES MAY PROVIDE  
7 AN EARLY BALLOT AFFIDAVIT THAT DOES NOT DO EITHER OF THE FOLLOWING:

- 8 1. REQUIRE A VOTER TO PROVIDE VOTER INFORMATION.  
9 2. CONCEAL THE VOTER'S SIGNATURE WHEN DELIVERED OR MAILED TO  
10 THE COUNTY RECORDER OR OTHER OFFICER IN CHARGE OF ELECTIONS.

11 Sec. 3. Section 16-548, Arizona Revised Statutes, is amended to  
12 read:

13 16-548. Preparation and transmission of ballot

14 A. The early voter shall ~~make~~ COMPLETE and sign the affidavit and  
15 shall then mark ~~his~~ THE ballot in ~~such~~ a manner that ~~his~~ THE VOTER'S vote  
16 cannot be seen. The early voter shall fold the ballot, if a paper ballot,  
17 so as to conceal the vote and deposit the voted ballot in the envelope  
18 provided for that purpose, which shall be securely sealed and, together  
19 with the COMPLETED affidavit, delivered or mailed to the county recorder or  
20 other officer in charge of elections of the political subdivision in which  
21 the elector is registered or deposited by the voter or the voter's agent at  
22 any polling place in the county. In order to be counted and valid, the  
23 ballot AND COMPLETED AFFIDAVIT must be received by the county recorder or  
24 other officer in charge of elections or deposited at any polling place in  
25 the county ~~no~~ NOT later than 7:00 p.m. on election day.

26 B. If the early voter is an overseas citizen, a qualified elector  
27 absent from the United States or in the United States service, a spouse or  
28 dependent residing with the early voter or a qualified elector of a special  
29 district mail ballot election as provided in article 8.1 of this chapter,  
30 the early voter may subscribe to the affidavit before and obtain the  
31 signature and military identification number or passport number, if

1 available, of any person who is a United States citizen eighteen years of  
2 age or older.

3 C. NOTWITHSTANDING SUBSECTIONS A AND B OF THIS SECTION, A SPECIAL  
4 DISTRICT THAT IS NOT PRIMARILY SUPPORTED BY TAXES MAY PROVIDE AN EARLY  
5 BALLOT AFFIDAVIT THAT DOES NOT REQUIRE THE VOTER TO PROVIDE VOTER  
6 INFORMATION.

7 Sec. 4. Section 16-550, Arizona Revised Statutes, is amended to  
8 read:

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

10 A. On receipt of the envelope containing the early ballot and the  
11 ballot affidavit, the county recorder or other officer in charge of  
12 elections shall compare the signatures thereon with the signature of the  
13 elector on the elector's registration record AND SHALL CONFIRM THE  
14 ELECTOR'S VOTER INFORMATION SUBMITTED BY THE ELECTOR PURSUANT TO SECTION  
15 16-548, SUBSECTION A. If the signature is inconsistent with the elector's  
16 signature on the elector's registration record OR THE ELECTOR'S VOTER  
17 INFORMATION CANNOT BE CONFIRMED, the county recorder or other officer in  
18 charge of elections shall make reasonable efforts to contact the voter,  
19 advise the voter of the inconsistent signature OR INABILITY TO CONFIRM THE  
20 VOTER'S INFORMATION and allow the voter to correct or the county to confirm  
21 the inconsistent signature OR VOTER INFORMATION. The county recorder or  
22 other officer in charge of elections shall allow signatures to be corrected  
23 AND VOTER INFORMATION TO BE CONFIRMED not later than the fifth business day  
24 after a primary, general or special election that includes a federal office  
25 or the third business day after any other election. If satisfied that the  
26 signatures correspond OR THE VOTER INFORMATION CAN BE CONFIRMED, the  
27 recorder or other officer in charge of elections shall hold the envelope  
28 containing the early ballot and the completed affidavit unopened in  
29 accordance with the rules of the secretary of state.

30 B. The recorder or other officer in charge of elections shall  
31 thereafter safely keep the affidavits and early ballots in the recorder's  
32 or other officer's office until delivered pursuant to section 16-551 and

1 tallying of ballots shall not begin any earlier than fourteen days before  
2 election day.

3 C. 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 D. This section does not apply to:

7 1. A special taxing district that is authorized pursuant to section  
8 16-191 to conduct its own elections.

9 2. A special district mail ballot election that is conducted  
10 pursuant to article 8.1 of this chapter."

11 Amend title to conform

And, as so amended, it do pass

JOHN KAVANAGH  
CHAIRMAN

1713GOVERNMENT ELECTIONS  
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