

REFERENCE TITLE: elections; county canvass; legislative review

State of Arizona
House of Representatives
Fifty-fifth Legislature
First Regular Session
2021

HB 2826

Introduced by
Representative Roberts

AN ACT

AMENDING SECTION 16-646, ARIZONA REVISED STATUTES; AMENDING TITLE 16,
CHAPTER 4, ARTICLE 11, ARIZONA REVISED STATUTES, BY ADDING SECTION
16-646.01; RELATING TO CONDUCT OF ELECTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 16-646, Arizona Revised Statutes, is amended to
3 read:
4 16-646. Statement, contents and mailing of official canvass
5 A. When the result of the canvass is determined, a statement, known
6 and designated as the official canvass, shall be entered on the official
7 record of the election district that shall show:
8 1. The number of ballots cast in each precinct and in the county.
9 2. The number of ballots rejected in each precinct and in the
10 county.
11 3. The titles of the offices voted for and the names of the
12 persons, together with the party designation, if any, of each person voted
13 for to fill the offices.
14 4. The number of votes by precincts and county received by each
15 candidate.
16 5. For each candidate race in each political subdivision prescribed
17 by section 16-204.01, the number of ballots cast and the number of active
18 registered voters in each political subdivision and portion of a political
19 subdivision for which a candidate may be elected.
20 6. The numbers and a brief title of each proposed constitutional
21 amendment and each initiated or referred measure voted on.
22 7. The number of votes by precincts and county for and against ~~such~~
23 THE proposed amendment or measure.
24 B. The certified permanent copy of the official canvass for all
25 offices and ballot measures, except offices and ballot measures in a city
26 or town election and nonpartisan election returns, shall be DELIVERED TO
27 THE LEGISLATURE FOR REVIEW PURSUANT TO SECTION 16-646.01 AND AN ADDITIONAL
28 COPY SHALL BE mailed immediately to the secretary of state who shall
29 maintain and preserve it as a permanent public record.
30 C. The board of supervisors shall deliver a copy of the official
31 canvass for all offices and ballot measures in the primary and general
32 elections to the secretary of state in a uniform electronic computer media
33 format that shall be agreed on between the secretary of state and all
34 county election officials. The uniform format shall be designed to
35 facilitate the computer analysis of election results for offices and
36 ballot measures that are statewide or are common to more than one county.
37 D. The certified permanent copy of the official canvass for all
38 offices and ballot measures in a city or town election shall be filed with
39 the appropriate city or town clerk, or in a special district election with
40 the clerk of the board of supervisors, who shall maintain and preserve it
41 as a permanent public record.

1 Sec. 2. Title 16, chapter 4, article 11, Arizona Revised Statutes,
2 is amended by adding section 16-646.01, to read:

3 16-646.01. County canvass; legislative session; review

4 ON RECEIPT OF AN OFFICIAL COUNTY CANVASS AS PRESCRIBED BY SECTION
5 16-646, THE LEGISLATURE UNDER ITS PLENARY POWERS REGARDING ELECTIONS MAY
6 CALL ITSELF INTO SESSION FOR THE PURPOSE OF REVIEWING THE OFFICIAL COUNTY
7 CANVASS, CERTIFYING ITS RESULTS BY MAJORITY VOTE AND TRANSMITTING THOSE
8 RESULTS TO THE SECRETARY OF STATE.