

Senate Engrossed

~~early ballots; undeliverable; instructions~~
(now: early ballots; instructions; undeliverable)

State of Arizona
Senate
Fifty-fifth Legislature
First Regular Session
2021

CHAPTER 332
SENATE BILL 1530

AN ACT

AMENDING SECTION 16-547, ARIZONA REVISED STATUTES; RELATING TO EARLY VOTING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 16-547, Arizona Revised Statutes, is amended to
3 read:

4 16-547. Ballot affidavit; form

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

9 I declare the following under penalty of perjury: I am
10 a registered voter in _____ county Arizona, I have not
11 voted and will not vote in this election in any other county
12 or state, I understand that knowingly voting more than once in
13 any election is a class 5 felony and I voted the enclosed
14 ballot and signed this affidavit personally unless noted
15 below.

16 If the voter was assisted by another person in marking
17 the ballot, complete the following:

18 I declare the following under penalty of perjury: At
19 the registered voter's request I assisted the voter identified
20 in this affidavit with marking the voter's ballot, I marked
21 the ballot as directly instructed by the voter, I provided the
22 assistance because the voter was physically unable to mark the
23 ballot solely due to illness, injury or physical limitation
24 and I understand that there is no power of attorney for voting
25 and that the voter must be able to make their selection even
26 if they cannot physically mark the ballot.

27 Name of voter assistant: _____

28 Address of voter assistant: _____

29 B. The face of each envelope in which a ballot is sent to a federal
30 postcard applicant or in which a ballot is returned by such applicant to
31 the recorder or other officer in charge of elections shall be in the form
32 prescribed in accordance with the uniformed and overseas citizens absentee
33 voting act of 1986 (P.L. 99-410; ~~42~~ 52 United States Code section ~~1973ff~~
34 20301). Otherwise, the envelopes shall be the same as those used to send
35 ballots to, or receive ballots from, other early voters.

36 C. **THE OFFICER CHARGED BY LAW WITH THE DUTY OF PREPARING BALLOTS AT**
37 **ANY ELECTION SHALL ENSURE THAT THE EARLY BALLOT IS SENT IN AN ENVELOPE**
38 **THAT STATES SUBSTANTIALLY THE FOLLOWING:**

39 **IF THE ADDRESSEE DOES NOT RESIDE AT THIS ADDRESS, MARK THE UNOPENED**
40 **ENVELOPE "RETURN TO SENDER" AND DEPOSIT IT IN THE UNITED STATES MAIL.**

41 D. The county recorder or other officer in charge of elections
42 shall supply printed instructions to early voters that direct them to sign
43 the affidavit, mark the ballot and return both in the enclosed
44 self-addressed envelope that complies with section 16-545. The
45 instructions shall include the following statement:

1 In order to be valid and counted, the ballot and
2 affidavit must be delivered to the office of the county
3 recorder or other officer in charge of elections or may be
4 deposited at any polling place in the county no later than
5 7:00 p.m. on election day.
6 WARNING-It is a felony to offer or receive any compensation
7 for a ballot.

APPROVED BY THE GOVERNOR MAY 5, 2021.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 5, 2021.