

REFERENCE TITLE: federal ballot voters; identification

State of Arizona
Senate
Fifty-fifth Legislature
Second Regular Session
2022

SCR 1005

Introduced by
Senator Townsend

A CONCURRENT RESOLUTION

ENACTING AND ORDERING THE SUBMISSION TO THE PEOPLE OF A MEASURE RELATING
TO CONDUCT OF ELECTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it resolved by the Senate of the State of Arizona, the House of
2 Representatives concurring:

3 1. Under the power of the referendum, as vested in the Legislature,
4 the following measure, relating to conduct of elections, is enacted to
5 become valid as a law if approved by the voters and on proclamation of the
6 Governor:

7 AN ACT

8 AMENDING SECTION 16-579, ARIZONA REVISED STATUTES; RELATING TO
9 CONDUCT OF ELECTIONS.

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

11 Section 1. Section 16-579, Arizona Revised Statutes, is
12 amended to read:

13 16-579. Procedure for obtaining ballot by elector

14 A. Every qualified elector, before receiving a ballot,
15 shall announce the elector's name and place of residence in a
16 clear, audible tone of voice to the election official in
17 charge of the signature roster or present the elector's name
18 and residence in writing. The election official in charge of
19 the signature roster shall comply with the following and the
20 qualified elector shall be allowed within the voting area:

21 1. The elector shall present any of the following:

22 (a) A valid form of identification that bears the
23 photograph, name and address of the elector that reasonably
24 appear to be the same as the name and address in the precinct
25 register, including an Arizona driver license, an Arizona
26 nonoperating identification license, a tribal enrollment card
27 or other form of tribal identification or a United States
28 federal, state or local government issued identification.
29 Identification is deemed valid unless it can be determined on
30 its face that it has expired.

31 (b) Two different items that contain the name and
32 address of the elector that reasonably appear to be the same
33 as the name and address in the precinct register, including a
34 utility bill, a bank or credit union statement that is dated
35 within ninety days of the date of the election, a valid
36 Arizona vehicle registration, an Arizona vehicle insurance
37 card, an Indian census card, tribal enrollment card or other
38 form of tribal identification, a property tax statement, a
39 recorder's certificate, a voter registration card, a valid
40 United States federal, state or local government issued
41 identification or any mailing that is labeled as "official
42 election material". Identification is deemed valid unless it
43 can be determined on its face that it has expired.

1 (c) A valid form of identification that bears the
2 photograph, name and address of the elector except that if the
3 address on the identification does not reasonably appear to be
4 the same as the address in the precinct register or the
5 identification is a valid United States military
6 identification card or a valid United States passport and does
7 not bear an address, the identification must be accompanied by
8 one of the items listed in subdivision (b) of this paragraph.

9 2. If the elector does not present identification that
10 complies with paragraph 1 of this subsection, the elector is
11 only eligible to vote a provisional ballot as prescribed by
12 section 16-584 or a conditional provisional ballot as provided
13 for in the secretary of state's instruction and procedures
14 manual adopted pursuant to section 16-452.

15 B. Any qualified elector who is listed as having
16 applied for an early ballot but who states that the elector
17 has not voted and will not vote an early ballot for this
18 election or surrenders the early ballot to the precinct
19 inspector on election day shall be allowed to vote pursuant to
20 the procedure set forth in section 16-584.

21 C. AN ELECTOR WHO REGISTERED TO VOTE USING A FEDERAL
22 VOTER REGISTRATION FORM AND WHO HAS NOT PROVIDED PROOF OF
23 CITIZENSHIP TO THE COUNTY RECORDER AS PRESCRIBED IN SECTION
24 16-166 MAY NOT RECEIVE A BALLOT UNLESS THE ELECTOR PROVIDES
25 IDENTIFICATION AS PRESCRIBED IN SUBSECTION A OF THIS SECTION
26 AND PROVIDES PROOF OF CITIZENSHIP BY PRESENTING ONE OF THE
27 FOLLOWING:

28 1. THE ELECTOR'S DRIVER LICENSE OR NONOPERATING
29 IDENTIFICATION LICENSE ISSUED AFTER OCTOBER 1, 1996 BY THE
30 DEPARTMENT OF TRANSPORTATION OR THE EQUIVALENT GOVERNMENTAL
31 AGENCY OF ANOTHER STATE WITHIN THE UNITED STATES IF THE AGENCY
32 INDICATES ON THE ELECTOR'S DRIVER LICENSE OR NONOPERATING
33 IDENTIFICATION LICENSE THAT THE PERSON HAS PROVIDED
34 SATISFACTORY PROOF OF UNITED STATES CITIZENSHIP.

35 2. THE ELECTOR'S BIRTH CERTIFICATE THAT VERIFIES
36 CITIZENSHIP.

37 3. THE ELECTOR'S UNITED STATES PASSPORT.

38 4. THE ELECTOR'S UNITED STATES NATURALIZATION DOCUMENTS
39 OR THE CERTIFICATE OF NATURALIZATION.

40 5. OTHER DOCUMENTS OR METHODS OF PROOF THAT ARE
41 ESTABLISHED PURSUANT TO THE IMMIGRATION REFORM AND CONTROL ACT
42 OF 1986.

43 6. THE ELECTOR'S BUREAU OF INDIAN AFFAIRS CARD NUMBER,
44 TRIBAL TREATY CARD NUMBER OR TRIBAL ENROLLMENT NUMBER.

1 ~~D.~~ D. Each qualified elector's name shall be numbered
2 consecutively by the clerks and in the order of applications
3 for ballots. The judge shall give the qualified elector only
4 one ballot and a ballot privacy folder, and the elector's name
5 shall be immediately checked on the precinct register.
6 Notwithstanding any provision of this ~~paragraph~~ SUBSECTION, ~~no~~
7 ~~voter~~ AN ELECTOR shall NOT be required to accept or use a
8 ballot privacy folder.

9 ~~E.~~ E. For precincts in which a paper signature roster
10 is used, each qualified elector shall sign the elector's name
11 in the signature roster before receiving a ballot, but an
12 inspector or judge may sign the roster for an elector who is
13 unable to sign because of physical disability, and in that
14 event the name of the elector shall be written with red ink,
15 and no attestation or other proof shall be necessary. The
16 provisions of this subsection relating to signing the
17 signature roster ~~shall~~ DO not apply to electors casting a
18 ballot using early voting procedures.

19 ~~F.~~ F. For precincts in which an electronic poll book
20 system is used, each qualified elector shall sign the
21 elector's name as prescribed in the instructions and
22 procedures manual adopted by the secretary of state pursuant
23 to section 16-452 before receiving a ballot, but an inspector
24 or judge may sign the roster for an elector who is unable to
25 sign because of physical disability, and in that event the
26 name of the elector shall be written with the inspector's or
27 judge's attestation on the same signature line.

28 ~~F.~~ G. A person offering to vote at a special district
29 election for which no special district register has been
30 supplied shall sign an affidavit stating the person's address
31 and that the person resides within the district boundaries or
32 proposed district boundaries and swearing that the person is a
33 qualified elector and has not already voted at the election
34 being held.

35 2. The Secretary of State shall submit this proposition to the
36 voters at the next general election as provided by article IV, part 1,
37 section 1, Constitution of Arizona.