

COMMITTEE ON GOVERNMENT
SENATE AMENDMENTS TO S.B. 1357
(Reference to printed bill)

1 Page 1, line 5, after "emergency" insert "; violation; classification"

2 Page 2, between lines 17 and 18, insert:

3 "G. THE SECRETARY OF STATE SHALL ENSURE THAT VOTE RECORDING AND VOTE
4 TABULATING MACHINES AND DEVICES APPROVED FOR USE PURSUANT TO THIS SECTION:

5 1. ARE NOT CAPABLE OF REGISTERING FRACTIONAL VOTES.

6 2. ARE NOT CAPABLE OF HAVING A POSITIVE OR NEGATIVE NUMBER SET ON OR
7 LOADED INTO THE MACHINE OR DEVICE BEFORE THE MACHINE OR DEVICE IS ACCESSED
8 FOR LAWFULLY TABULATING BALLOTS. A PERSON WHO KNOWINGLY SETS A FALSE
9 NUMBER IN THE MACHINE OR DEVICE IS GUILTY OF A CLASS 5 FELONY.

10 3. COMPLY WITH UNIFORM STATEWIDE STANDARDS, SETTINGS AND
11 CALIBRATIONS REGARDING THE SENSITIVITY OF THE MACHINE OR DEVICE.

12 H. THE DEPARTMENT OF PUBLIC SAFETY SHALL PROVIDE QUALIFIED
13 INDEPENDENT COMPLIANCE OFFICERS WHO MAY INSPECT ANY ELECTION EQUIPMENT TO
14 VERIFY ITS ACCURACY AND COMPLIANCE WITH THE LAW. THE INDEPENDENT
15 COMPLIANCE OFFICERS MAY SELECT AT RANDOM THE FACILITIES AND EQUIPMENT TO
16 INSPECT AT ANY TIME DURING VOTING OR TABULATING.

17 I. ELECTION EQUIPMENT THAT IS CERTIFIED FOR USE WITH A SPECIFIC
18 SOFTWARE UPDATE OR SECURITY PATCH MAY NOT BE RESET OR REVERTED TO AN
19 EARLIER VERSION OF THE SOFTWARE OR SECURITY PATCH UNLESS APPROVED BY THE
20 COUNTY BOARD OF SUPERVISORS. THE COUNTY BOARD OF SUPERVISORS SHALL
21 DOCUMENT THAT CHANGE AND MAKE THAT INFORMATION PUBLICLY AVAILABLE. A
22 PERSON WHO VIOLATES THIS SUBSECTION IS GUILTY OF A CLASS 2 MISDEMEANOR."

23 Reletter to conform

1 Page 2, after line 26, insert:

2 "Sec. 2. Section 16-1021, Arizona Revised Statutes, is amended to
3 read:

4 16-1021. Enforcement by attorney general and county, city or
5 town attorney

6 A. In any election for state office, members of the legislature,
7 justices of the supreme court, judges of the court of appeals or statewide
8 initiative or referendum the attorney general may enforce the provisions of
9 this title through civil and criminal actions. In any election for county,
10 city or town office, community college district governing board, judge or
11 ~~a~~ county, city or town initiative or referendum, the appropriate county,
12 city or town attorney may enforce ~~the provisions of~~ this title through
13 civil and criminal actions. In any special district election, the county
14 attorney of any county in which the district or a portion of the district
15 is located or the attorney general may enforce the laws governing such
16 election.

17 B. FOR ANY VIOLATION OF THIS TITLE, EACH BALLOT AFFECTED OR EACH
18 ELECTION DATA FILE DELETED CONSTITUTES A SEPARATE OFFENSE."

19 Amend title to conform

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02/04/2022
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C: MYR