

REFERENCE TITLE: state elections; contest; technical correction

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

SB 1613

Introduced by
Senator Rogers

AN ACT

AMENDING SECTION 16-672, ARIZONA REVISED STATUTES; RELATING TO CONDUCT OF ELECTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

Section 1. Section 16-672, Arizona Revised Statutes, is amended to read:

16-672. Contest of state election; grounds; venue

A. Any elector of the state may contest the election of any person declared elected to a state office, ~~or~~ declared nominated to a state office at a primary election, ~~or~~ the declared result of an initiated or referred measure, ~~or~~ a proposal to amend the Constitution of Arizona, ~~or~~ other question or proposal submitted to vote of the people, ~~upon~~ **ON** any of the following grounds:

1. For misconduct on the part of election boards or any members ~~thereof~~ **OF ELECTION BOARDS** in any of the counties of the state, or on the part of any officer making or participating in a canvass for a state election.

2. That the person whose right to the office is contested was not at the time of the election eligible ~~to~~ **FOR** the office.

3. That the person whose right is contested, ~~or~~ any person acting for ~~him~~ **THAT PERSON**, has given to an elector, inspector, judge or clerk of election, ~~a~~ bribe or reward, ~~or~~ has offered ~~such~~ **A** bribe or reward for the purpose of procuring ~~his~~ **THE PERSON'S** election, or has committed any other offense against the elective franchise.

4. On account of illegal votes.

5. That by reason of erroneous count of votes the person declared elected or the initiative or referred measure, ~~or~~ **THE** proposal to amend the constitution, ~~or~~ **THE** other question or proposal submitted, which has been declared carried, did not in fact receive the highest number of votes for the office or a sufficient number of votes to carry the measure, amendment, question or proposal.

B. The contest may be brought in the superior court ~~of~~ **IN** the county in which the person contesting resides or in the superior court ~~of~~ **IN** Maricopa county.

C. In a contest of the election of a person declared elected to a state office or of an initiated or referred measure, constitutional amendment, ~~or~~ other question or proposal, which has been declared carried, the attorney general may intervene, ~~and~~ ~~upon~~ **ON** demand, the place of trial of the contest shall be changed to Maricopa county, if commenced in another county.