

COMMITTEE ON MUNICIPAL OVERSIGHT & ELECTIONS  
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2104  
(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

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

4 16-547. Ballot affidavit; form

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

9 I declare the following under penalty of perjury: I am a registered  
10 voter in \_\_\_\_\_ county Arizona, AND I EXPECT TO BE ABSENT FROM THIS  
11 STATE AT THE TIME OF THE ELECTION OR I AM PHYSICALLY UNABLE TO GO TO THE  
12 POLLS BECAUSE I AM IN THE HOSPITAL OR A NURSING HOME OR BECAUSE I AM  
13 VISUALLY IMPAIRED OR I AM AN ABSENT UNIFORMED SERVICES VOTER OR OVERSEAS  
14 VOTER, AND I have not voted and will not vote in this election in any other  
15 county or state, I understand that knowingly voting more than once in any  
16 election is a class 5 felony and I voted the enclosed ballot and signed  
17 this affidavit personally unless noted below.

18 If the voter was assisted by another person in marking  
19 the ballot, complete the following:

20 I declare the following under penalty of perjury: At the  
21 registered voter's request I assisted the voter identified in  
22 this affidavit with marking the voter's ballot, I marked the  
23 ballot as directly instructed by the voter, I provided the

1 assistance because the voter was physically unable to mark the  
2 ballot solely due to illness, injury or physical limitation and  
3 I understand that there is no power of attorney for voting and  
4 that the voter must be able to make the voter's selection even  
5 if ~~they~~ THE VOTER cannot physically mark the ballot.

6 Name of voter assistant: \_\_\_\_\_

7 Address of voter assistant: \_\_\_\_\_

8 B. The face of each envelope in which a ballot is sent to a federal  
9 postcard applicant or in which a ballot is returned by the applicant to the  
10 recorder or other officer in charge of elections shall be in the form  
11 prescribed in accordance with the uniformed and overseas citizens absentee  
12 voting act ~~of 1986~~ (P.L. 99-410; 52 United States Code section 20301).  
13 Otherwise, the envelopes shall be the same as those used to send ballots  
14 to, or receive ballots from, other ~~early~~ ABSENTEE voters.

15 C. The officer charged by law with the duty of preparing ballots at  
16 any election shall ensure that the ~~early~~ ABSENTEE ballot is sent in an  
17 envelope that states substantially the following:

18 If the addressee does not reside at this address, mark  
19 the unopened envelope "return to sender" and deposit it in the  
20 United States mail.

21 D. The county recorder or other officer in charge of elections shall  
22 supply printed instructions to ~~early~~ ABSENTEE voters that direct them to  
23 sign the affidavit, mark the ballot and return both in the enclosed  
24 self-addressed envelope that complies with section 16-545. The  
25 instructions shall include the following statement:

26 In order to be valid and counted, the ballot and  
27 affidavit must be delivered to the office of the county  
28 recorder or other officer in charge of elections or may be  
29 deposited at any polling place in the county ~~no~~ NOT later than  
30 7:00 p.m. ~~on~~ THREE DAYS BEFORE election day. The ballot will  
31 not be counted without the voter's signature on the envelope.

1 (WARNING—It is a felony to offer or receive any compensation  
2 for a ballot.)

3 Sec. 2. Conforming legislation

4 The legislative council staff shall prepare proposed legislation  
5 conforming the Arizona Revised Statutes to the provisions of this act for  
6 consideration in the fifty-sixth legislature, second regular session."

7 Amend title to conform

And, as so amended, it do pass

JACQUELINE PARKER  
CHAIRMAN

2104MUNICIPAL OVERSIGHT ELECTIONS.docx  
02/16/2023  
04:43 PM  
H: ra