

REFERENCE TITLE: candidates; missed filings; termination

State of Arizona
House of Representatives
Fifty-sixth Legislature
First Regular Session
2023

HB 2133

Introduced by
Representative Salman

AN ACT

AMENDING SECTION 16-937, ARIZONA REVISED STATUTES; RELATING TO CAMPAIGN
CONTRIBUTIONS AND EXPENSES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 16-937, Arizona Revised Statutes, is amended to
3 read:

4 16-937. Failure to file; penalties; notice; suspension;
5 termination

6 A. If a committee fails to timely file a complete report as
7 prescribed by articles 1, 1.1, 1.2, 1.3, 1.4, 1.5 and 1.6 of this chapter,
8 the filing officer shall send a written notice by ~~e-mail~~ EMAIL to the
9 committee within five days after the filing deadline that identifies the
10 late report, describes how fines accrue and identifies methods of payment.

11 B. A committee that fails to timely file a report shall pay the
12 filing officer a penalty of ~~ten dollars~~ \$10 for each day that the filing
13 is late during the first fifteen days after the filing deadline and
14 ~~twenty-five dollars~~ \$25 for each subsequent day that the filing is late.
15 Penalties accrue until the late report is filed.

16 C. If a committee fails to file a complete report within thirty
17 days after the filing deadline and after providing notice pursuant to
18 subsection A of this section, the filing officer may notify the
19 appropriate enforcement officer prescribed in this article.

20 D. For any political action committee or political party that fails
21 to file three consecutive complete reports, the filing officer shall send
22 by ~~e-mail~~ EMAIL to the committee a notice of temporary suspension and the
23 following apply:

24 1. On receipt, the committee's authority to operate in the
25 jurisdiction is temporarily suspended.

26 2. The notice shall state that failure to comply with all filing
27 and payment requirements within thirty days after the date of the notice
28 shall result in permanent suspension of the committee's authority to
29 operate in that jurisdiction.

30 E. After compliance with subsection D of this section, the filing
31 officer may permanently suspend the committee and shall notify the
32 committee by ~~e-mail~~ EMAIL and is not required to provide any further
33 notice. Permanent or temporary suspension does not eliminate a
34 committee's continuing obligation to file reports and pay any outstanding
35 and accruing penalties provided by law.

36 F. IN ADDITION TO ANY ENFORCEMENT ACTION AND PENALTY PRESCRIBED BY
37 THIS SECTION OR OTHERWISE PROVIDED BY LAW, FOR A CANDIDATE COMMITTEE THAT
38 FAILS TO FILE A TIMELY AND COMPLETE REPORT WITHIN FIVE DAYS AFTER THE
39 FILING DEADLINE, THE CANDIDATE'S CANDIDACY IS TERMINATED BY OPERATION OF
40 LAW, THE CANDIDATE'S COMMITTEE MAY NOT MAKE ANY FURTHER EXPENDITURES AND
41 THE CANDIDATE IS NO LONGER ELIGIBLE TO BE A CANDIDATE FOR THE OFFICE FOR
42 WHICH THE CANDIDATE COMMITTEE IS ESTABLISHED.