

REFERENCE TITLE: voting centers; precinct voting

State of Arizona
House of Representatives
Fifty-sixth Legislature
Second Regular Session
2024

HCR 2032

Introduced by
Representatives Jones: Marshall, Parker B, Smith; Senators Rogers,
Wadsack

A CONCURRENT RESOLUTION

ENACTING AND ORDERING THE SUBMISSION TO THE PEOPLE OF A MEASURE RELATING
TO VOTING CENTERS AND PRECINCTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

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

7 AN ACT

8 AMENDING SECTIONS 16-411, 16-531, 16-542, 16-579.01,
9 16-579.02, 16-1017 AND 16-1018, ARIZONA REVISED STATUTES;
10 RELATING TO VOTING CENTERS AND PRECINCTS.

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

12 Section 1. Section 16-411, Arizona Revised Statutes, is
13 amended to read:

14 16-411. Designation of election precincts and polling
15 places; electioneering; wait times

16 A. The board of supervisors of each county, on or
17 before October 1 of each year preceding the year of a general
18 election, by an order, shall establish a convenient number of
19 election precincts in the county and define the boundaries of
20 the precincts as follows:

21 1. The election precinct boundaries shall be
22 established so as to be included within election districts
23 prescribed by law for elected officers of the state and its
24 political subdivisions, including community college district
25 precincts, except those elected officers provided for in
26 titles 30 and 48. **AT THE TIME ELECTION PRECINCTS ARE**
27 **DESIGNATED, AN ELECTION PRECINCT MAY NOT CONTAIN MORE THAN ONE**
28 **THOUSAND REGISTERED VOTERS.**

29 2. If after October 1 of the year preceding the year of
30 a general election the board of supervisors must further
31 adjust precinct boundaries due to the redistricting of
32 election districts as prescribed by law and to comply with
33 this subsection, the board of supervisors shall adjust these
34 precinct boundaries as soon as is practicable.

35 B. At least twenty days before a general or primary
36 election, and at least ten days before a special election, the
37 board shall designate one polling place within each precinct
38 where the election shall be held, except that:

39 1. On a specific finding of the board, included in the
40 order or resolution designating polling places pursuant to
41 this subsection, that no suitable polling place is available
42 within a precinct, a polling place for that precinct may be
43 designated within an adjacent precinct.

44 2. Adjacent precincts may be combined if boundaries so
45 established are included in election districts prescribed by

1 law for state elected officials and political subdivisions
2 including community college districts but not including
3 elected officials prescribed by titles 30 and 48. The officer
4 in charge of elections may also split a precinct for
5 administrative purposes. The polling places shall be listed
6 in separate sections of the order or resolution.

7 3. On a specific finding of the board that the number
8 of persons who are listed as early voters pursuant to section
9 16-544 and who are not expected to have their ballots
10 tabulated at the polling place as prescribed in section
11 16-579.02 is likely to substantially reduce the number of
12 voters appearing at one or more specific polling places at
13 that election, adjacent precincts may be consolidated by
14 combining polling places and precinct boards for that
15 election. The board of supervisors shall ensure that a
16 reasonable and adequate number of polling places will be
17 designated for that election. Any consolidated polling places
18 shall be listed in separate sections of the order or
19 resolution of the board.

20 4. ~~On a specific resolution of the board,~~ The board OF
21 SUPERVISORS may NOT authorize the use of voting centers in
22 place of or in addition to specifically designated polling
23 places. ~~A voting center shall allow any voter in that county~~
24 ~~to receive the appropriate ballot for that voter on election~~
25 ~~day after presenting identification as prescribed in section~~
26 ~~16-579 and to lawfully cast the ballot. Voting centers may be~~
27 ~~established in coordination and consultation with the county~~
28 ~~recorder, at other county offices or at other locations in the~~
29 ~~county deemed appropriate.~~

30 5. ~~On a specific resolution of the board of supervisors~~
31 ~~that is limited to a specific election date and that is voted~~
32 ~~on by a recorded vote, the board may authorize the county~~
33 ~~recorder or other officer in charge of elections to use~~
34 ~~emergency voting centers as follows:~~

35 (a) ~~The board shall specify in the resolution the~~
36 ~~location and the hours of operation of the emergency voting~~
37 ~~centers.~~

38 (b) ~~A qualified elector voting at an emergency voting~~
39 ~~center shall provide identification as prescribed in section~~
40 ~~16-579, except that notwithstanding section 16-579, subsection~~
41 ~~A, paragraph 2, for any voting at an emergency voting center,~~
42 ~~the county recorder or other officer in charge of elections~~
43 ~~may allow a qualified elector to update the elector's voter~~
44 ~~registration information as provided for in the secretary of~~

1 ~~state's instructions and procedures manual adopted pursuant to~~
2 ~~section 16-452.~~

3 ~~(c) If an emergency voting center established pursuant~~
4 ~~to this section becomes unavailable and there is not~~
5 ~~sufficient time for the board of supervisors to convene to~~
6 ~~approve an alternate location for that emergency voting~~
7 ~~center, the county recorder or other officer in charge of~~
8 ~~elections may make changes to the approved emergency voting~~
9 ~~center location and shall notify the public and the board of~~
10 ~~supervisors regarding that change as soon as practicable. The~~
11 ~~alternate emergency voting center shall be as close in~~
12 ~~proximity to the approved emergency voting center location as~~
13 ~~possible.~~

14 C. If the board fails to designate the place for
15 holding the election, or if it cannot be held at or about the
16 place designated, the justice of the peace in the precinct,
17 two days before the election, by an order, copies of which the
18 justice of the peace shall immediately post in three public
19 places in the precinct, shall designate the place within the
20 precinct for holding the election. If there is no justice of
21 the peace in the precinct, or if the justice of the peace
22 fails to do so, the election board of the precinct shall
23 designate and give notice of the place within the precinct of
24 holding the election. For any election in which there are no
25 candidates for elected office appearing on the ballot, the
26 board may consolidate polling places and precinct boards and
27 may consolidate the tabulation of results for that election if
28 all of the following apply:

29 1. All affected voters are notified by mail of the
30 change at least thirty-three days before the election.

31 2. Notice of the change in polling places includes
32 notice of the new voting location, notice of the hours for
33 voting on election day and notice of the telephone number to
34 call for voter assistance.

35 3. All affected voters receive information on early
36 voting that includes the application used to request an early
37 voting ballot.

38 D. The board is not required to designate a polling
39 place for special district mail ballot elections held pursuant
40 to article 8.1 of this chapter, but the board may designate
41 one or more sites for voters to deposit marked ballots until
42 7:00 p.m. on the day of the election.

43 E. Except as provided in subsection F of this section,
44 a public school shall provide sufficient space for use as a

1 polling place for any city, county or state election when
2 requested by the officer in charge of elections.

3 F. The principal of the school may deny a request to
4 provide space for use as a polling place for any city, county
5 or state election if, within two weeks after a request has
6 been made, the principal provides a written statement
7 indicating a reason the election cannot be held in the school,
8 including any of the following:

9 1. Space is not available at the school.

10 2. The safety or welfare of the children would be
11 jeopardized.

12 G. The board shall make available to the public as a
13 public record a list of the polling places for all precincts
14 in which the election is to be held.

15 H. Except in the case of an emergency, any facility
16 that is used as a polling place on election day ~~or that is~~
17 ~~used as an early voting site during the period of early voting~~
18 shall allow persons to electioneer and engage in other
19 political activity outside of the seventy-five foot limit
20 prescribed by section 16-515 in public areas and parking lots
21 used by voters. This subsection does not allow the temporary
22 or permanent construction of structures in public areas and
23 parking lots or the blocking or other impairment of access to
24 parking spaces for voters. The county recorder or other
25 officer in charge of elections shall post on its website at
26 least two weeks before election day a list of those polling
27 places in which emergency conditions prevent electioneering
28 and shall specify the reason the emergency designation was
29 granted and the number of attempts that were made to find a
30 polling place before granting an emergency designation. If
31 the polling place is not on the website list of polling places
32 with emergency designations, electioneering and other
33 political activity shall be allowed outside of the
34 seventy-five foot limit. If an emergency arises after the
35 county recorder or other officer in charge of elections'
36 initial website posting, the county recorder or other officer
37 in charge of elections shall update the website as soon as is
38 practicable to include any new polling places, shall highlight
39 the polling place location on the website and shall specify
40 the reason the emergency designation was granted and the
41 number of attempts that were made to find a polling place
42 before granting an emergency designation.

43 I. For the purposes of this section, a county recorder
44 or other officer in charge of elections shall designate a
45 polling place as an emergency polling place and thus prohibit

1 persons from electioneering and engaging in other political
2 activity outside of the seventy-five foot limit prescribed by
3 section 16-515 but inside the property of the facility that is
4 hosting the polling place if any of the following occurs:

5 1. An act of God renders a previously set polling place
6 as unusable.

7 2. A county recorder or other officer in charge of
8 elections has exhausted all options and there are no suitable
9 facilities in a precinct that are willing to be a polling
10 place unless a facility can be given an emergency designation.

11 J. The secretary of state shall provide through the
12 instructions and procedures manual adopted pursuant to section
13 16-452 the maximum allowable wait time for any election that
14 is subject to section 16-204 and provide for a method to
15 reduce voter wait time at the polls in the primary and general
16 elections. The method shall consider at least all of the
17 following for primary and general elections in each precinct:

18 1. The number of ballots voted in the prior primary and
19 general elections.

20 2. The number of registered voters who voted early in
21 the prior primary and general elections.

22 3. The number of registered voters and the number of
23 registered voters who cast an early ballot for the current
24 primary or general election.

25 4. The number of registered voters whose early ballots
26 were tabulated on-site as prescribed in section 16-579.02 in
27 the prior primary and general elections.

28 5. The number of election board members and clerks and
29 the number of rosters that will reduce voter wait time at the
30 polls.

31 Sec. 2. Section 16-531, Arizona Revised Statutes, is
32 amended to read:

33 16-531. Appointment of election boards; qualifications

34 A. When an election is ordered, and not less than
35 twenty days before a general or primary election, the board of
36 supervisors shall appoint for each election precinct, ~~voting~~
37 ~~center or other voting location~~ one inspector, one marshal,
38 two judges and as many clerks of election as deemed
39 necessary. The inspector, marshal, judges and clerks shall be
40 qualified voters of the precinct for which appointed, except
41 if there is not a sufficient number of persons available to
42 provide the number of appointments required, the inspector,
43 marshal, judges and clerks shall be qualified voters of this
44 state. The inspector, marshal and judges shall not have
45 changed their political party affiliation or their no party

1 preference affiliation since the last preceding general
2 election, and if they are members of the two political parties
3 that cast the highest number of votes in the state at the last
4 preceding general election, they shall be divided equally
5 between these two parties. There shall be an equal number of
6 inspectors in the various precincts in the county who are
7 members of the two largest political parties. In each
8 precinct where the inspector is a member of one of the two
9 largest political parties, the marshal in that precinct shall
10 be a member of the other of the two largest political
11 parties. Whenever possible, any person appointed as an
12 inspector shall have had previous experience as an inspector,
13 judge, marshal or clerk of elections. If there is no
14 qualified person in a given precinct, the appointment of an
15 inspector may be made from names provided by the county party
16 chairman. If not less than ninety days before the election
17 the chairman of the county committee of either of the parties
18 designates qualified voters of the precinct, or of another
19 precinct if there are not sufficient members of that party
20 available in the precinct to provide the necessary
21 representation on the election board as judge, such designated
22 qualified voters shall be appointed. The judges, together
23 with the inspector, shall constitute the board of
24 elections. Any registered voter in the election precinct, or
25 in another election precinct if there are not sufficient
26 persons available in the election precinct for which the
27 clerks are being appointed, may be appointed as clerk.

28 B. If the election precinct consists of fewer than
29 three hundred qualified electors, the board of supervisors may
30 appoint not fewer than one inspector and two judges. The
31 board of supervisors shall give notice of election precincts
32 consisting of fewer than three hundred qualified electors to
33 the county chairmen of the two largest political parties not
34 later than thirty days before the election. The inspector and
35 judges shall be appointed in the same manner by party as
36 provided in subsection A of this section.

37 C. If a nonpartisan election is ordered, not less than
38 twenty days before the election the governing board holding
39 the election shall appoint, without consideration for
40 political party, ~~a minimum of~~ AT LEAST three election workers
41 for each polling place. The election workers shall consist of
42 at least one inspector and two judges. Whenever possible,
43 they shall be qualified electors of the precinct located
44 within the district, without consideration for political
45 party.

1 D. For election boards established pursuant to
2 subsection B of this section, the inspector and two judges
3 shall be appointed to provide as equal as practicable
4 representation of members of the two largest political parties
5 on the board in the same manner as provided for the election
6 boards prescribed by subsection A of this section. Any
7 registered voter in the election precinct, or in another
8 election precinct if there are not sufficient persons
9 available in the election precinct for which the clerks are
10 being appointed, may be appointed as clerk. No United States,
11 state, county or precinct officer, nor a candidate for office
12 at the election, other than a precinct committeeman or a
13 candidate for the office of precinct committeeman, is
14 qualified to act as judge, inspector, marshal or clerk.

15 E. If an electronic voting system is in use the
16 write-in ballots shall be tallied by a board of elections
17 consisting of one inspector and two judges who are appointed
18 in the same manner by party as provided in subsection A of
19 this section.

20 F. Notwithstanding any other law, the board of
21 supervisors may appoint to an election board to serve as a
22 clerk of election a person who is not eligible to vote if all
23 of the following conditions are met:

24 1. The person is a minor who will be at least sixteen
25 years of age at the time of the election for which the person
26 is named to the election board.

27 2. The person is a citizen of the United States at the
28 time of the election for which the person is named to the
29 election board.

30 3. The person is supervised by an adult who has been
31 trained as an elections officer.

32 4. The person has received training provided by the
33 officer in charge of elections.

34 5. The parent or guardian of the person has provided
35 written permission for the person to serve.

36 G. A school district or charter school shall not be
37 required to reduce its average daily membership, as defined in
38 section 15-901, for any pupil who is absent from one or more
39 instructional programs as a result of the pupil's service on
40 an election board pursuant to subsection F of this section.

41 H. A school district or charter school shall not count
42 any pupil's absence from one or more instructional programs as
43 a result of the pupil's service on an election board pursuant
44 to subsection F of this section against any mandatory
45 attendance requirements for the pupil.

1 I. This section does not prevent the board of
2 supervisors or governing body from refusing for cause to
3 reappoint, or from removing for cause, an election board
4 member.

5 Sec. 3. Section 16-542, Arizona Revised Statutes, is
6 amended to read:

7 16-542. Request for ballot; civil penalties; violation;
8 classification

9 A. Within ninety-three days before any election called
10 pursuant to the laws of this state, an elector may make a
11 verbal or signed request to the county recorder, or other
12 officer in charge of elections for the applicable political
13 subdivision of this state in whose jurisdiction the elector is
14 registered to vote, for an official early ballot. In addition
15 to name and address, the requesting elector shall provide the
16 date of birth and state or country of birth or other
17 information that if compared to the voter registration
18 information on file would confirm the identity of the
19 elector. If the request indicates that the elector needs a
20 primary election ballot and a general election ballot, the
21 county recorder or other officer in charge of elections shall
22 honor the request. For any partisan primary election, if the
23 elector is not registered as a member of a political party
24 that is entitled to continued representation on the ballot
25 pursuant to section 16-804, the elector shall designate the
26 ballot of only one of the political parties that is entitled
27 to continued representation on the ballot and the elector may
28 receive and vote the ballot of only that one political party,
29 which also shall include any nonpartisan offices and ballot
30 questions, or the elector shall designate the ballot for
31 nonpartisan offices and ballot questions only and the elector
32 may receive and vote the ballot that contains only nonpartisan
33 offices and ballot questions. The county recorder or other
34 officer in charge of elections shall process any request for
35 an early ballot for a municipal election pursuant to this
36 subsection. ~~The county recorder may establish on-site early
37 voting locations at the recorder's office, which shall be open
38 and available for use beginning the same day that a county
39 begins to send out the early ballots. The county recorder may
40 also establish any other early voting locations in the county
41 the recorder deems necessary. Any on-site early voting
42 location or other early voting location shall require each
43 elector to present identification as prescribed in section
44 16-579 before receiving a ballot. Notwithstanding section
45 16-579, subsection A, paragraph 2, at any on-site early voting~~

~~location or other early voting location the county recorder or other officer in charge of elections may provide for a qualified elector to update the elector's voter registration information as provided for in the secretary of state's instructions and procedures manual adopted pursuant to section 16-452.~~

B. Notwithstanding subsection A of this section, a request for an official early ballot from an absent uniformed services voter or overseas voter as defined in the uniformed and overseas citizens absentee voting act ~~of 1986~~ (P.L. 99-410; 52 United States Code section 20310) or a voter whose information is protected pursuant to section 16-153 that is received by the county recorder or other officer in charge of elections more than ninety-three days before the election is valid. If requested by the absent uniformed services or overseas voter, or a voter whose information is protected pursuant to section 16-153, the county recorder or other officer in charge of elections shall provide to the requesting voter early ballot materials through the next regularly scheduled general election for federal office immediately following receipt of the request unless a different period of time, which does not exceed the next two regularly scheduled general elections for federal office, is designated by the voter.

C. The county recorder or other officer in charge of elections shall mail the early ballot and the envelope for its return postage prepaid to the address provided by the requesting elector within five days after receipt of the official early ballots from the officer charged by law with the duty of preparing ballots pursuant to section 16-545, except that early ballot distribution shall not begin more than twenty-seven days before the election. If an early ballot request is received on or before the thirty-first day before the election, the early ballot shall be distributed not earlier than the twenty-seventh day before the election and not later than the twenty-fourth day before the election.

D. Only the elector may be in possession of that elector's unvoted early ballot. If a complete and correct request is made by the elector within twenty-seven days before the election, the mailing must be made within forty-eight hours after receipt of the request. Saturdays, Sundays and other legal holidays are excluded from the computation of the ~~forty-eight hour~~ FORTY-EIGHT-HOUR period prescribed by this subsection. If a complete and correct request is made by an absent uniformed services voter or an overseas voter before

1 the election, the regular early ballot shall be transmitted by
2 mail, by fax or by other electronic format approved by the
3 secretary of state within twenty-four hours after the early
4 ballots are delivered pursuant to section 16-545, subsection
5 B, excluding Sundays.

6 E. In order to be complete and correct and to receive
7 an early ballot by mail, an elector's request that an early
8 ballot be mailed to the elector's residence or temporary
9 address must include all of the information prescribed by
10 subsection A of this section and must be received by the
11 county recorder or other officer in charge of elections ~~no~~ NOT
12 later than 5:00 p.m. on the eleventh day preceding the
13 election. ~~An elector who appears personally no later than~~
14 ~~5:00 p.m. on the Friday preceding the election at an on-site~~
15 ~~early voting location that is established by the county~~
16 ~~recorder or other officer in charge of elections shall be~~
17 ~~given a ballot after presenting identification as prescribed~~
18 ~~in section 16-579 and shall be permitted to vote at the~~
19 ~~on-site location. Notwithstanding section 16-579, subsection~~
20 ~~A, paragraph 2, at any on-site early voting location the~~
21 ~~county recorder or other officer in charge of elections may~~
22 ~~provide for a qualified elector to update the elector's voter~~
23 ~~registration information as provided for in the secretary of~~
24 ~~state's instructions and procedures manual adopted pursuant to~~
25 ~~section 16-452.~~ If an elector's request to receive an early
26 ballot is not complete and correct but complies with all other
27 requirements of this section, the county recorder or other
28 officer in charge of elections shall attempt to notify the
29 elector of the deficiency of the request.

30 F. Unless an elector specifies that the address to
31 which an early ballot is to be sent is a temporary address,
32 the recorder may use the information from an early ballot
33 request form to update voter registration records.

34 G. The county recorder or other officer in charge of
35 early balloting shall provide an alphabetized list of all
36 voters in the precinct who have requested and have been sent
37 an early ballot to the election board of the precinct in which
38 the voter is registered not later than the day before the
39 election.

40 H. As a result of experiencing an emergency between
41 5:00 p.m. on the Friday preceding the election and 5:00 p.m.
42 on the Monday preceding the election, qualified electors may
43 request to vote in the manner prescribed by the board of
44 supervisors of their respective county. Before voting
45 pursuant to this subsection, an elector who experiences an

1 emergency shall provide identification as prescribed in
2 section 16-579 and shall sign a statement under penalty of
3 perjury that states that the person is experiencing or
4 experienced an emergency after 5:00 p.m. on the Friday
5 immediately preceding the election and before 5:00 p.m. on the
6 Monday immediately preceding the election that would prevent
7 the person from voting at the polls. Signed statements
8 received pursuant to this subsection are not subject to
9 inspection pursuant to title 39, chapter 1, article 2. For
10 the purposes of this subsection, "emergency" means any
11 unforeseen circumstances that would prevent the elector from
12 voting at the polls.

13 I. Notwithstanding section 16-579, subsection A,
14 paragraph 2, for any voting pursuant to subsection H of this
15 section, the county recorder or other officer in charge of
16 elections may allow a qualified elector to update the
17 elector's voter registration information as provided for in
18 the secretary of state's instructions and procedures manual
19 adopted pursuant to section 16-452.

20 J. A candidate, political committee or other
21 organization may distribute early ballot request forms to
22 voters. If the early ballot request forms include a printed
23 address for return, the addressee shall be the political
24 subdivision that will conduct the election. Failure to use
25 the political subdivision as the return addressee is
26 punishable by a civil penalty of up to three times the cost of
27 the production and distribution of the request.

28 K. All original and completed early ballot request
29 forms that are received by a candidate, political committee or
30 other organization shall be submitted within six business days
31 after receipt by a candidate, political committee or other
32 organization or eleven days before the election day, whichever
33 is earlier, to the political subdivision that will conduct the
34 election. Any person, political committee or other
35 organization that fails to submit a completed early ballot
36 request form within the prescribed time is subject to a civil
37 penalty of up to \$25 per day for each completed form withheld
38 from submittal. Any person who knowingly fails to submit a
39 completed early ballot request form before the submission
40 deadline for the election immediately following the completion
41 of the form is guilty of a class 6 felony.

42 L. Except for a voter who is on the active early voting
43 list prescribed by section 16-544, a voter who requests a
44 onetime early ballot pursuant to THIS section ~~16-542~~ or for an
45 election conducted pursuant to section 16-409 or article 8.1

1 of this chapter, a county recorder, city or town clerk or
2 other election officer may not deliver or mail an early ballot
3 to a person who has not requested an early ballot for that
4 election. An election officer who knowingly violates this
5 subsection is guilty of a class 5 felony.

6 Sec. 4. Section 16-579.01, Arizona Revised Statutes, is
7 amended to read:

8 16-579.01. Early ballots; on-site tabulation

9 A. Every county recorder or other officer in charge of
10 elections may provide for a qualified elector who appears at
11 that elector's designated polling location ~~or at a voting~~
12 ~~center~~ on election day with the elector's voted early ballot
13 to have the elector's voted early ballot tabulated as
14 prescribed in section 16-579.02.

15 B. The county recorder or other officer in charge of
16 elections shall do all of the following if the on-site
17 tabulation of early ballots is allowed:

18 1. Designate an area within a precinct ~~or voting center~~
19 for processing electors with their voted early ballots that is
20 physically separate from the area for voters who are voting
21 pursuant to section 16-579.

22 2. Provide adequate poll workers, election officials
23 and equipment necessary to conduct voting pursuant to this
24 section and section 16-579.02.

25 3. Categorize and tally separately in the official
26 canvass and other reports electors whose voted early ballots
27 are tabulated at the precinct ~~or voting center~~. The tally
28 shall be reported by precinct in the official canvass and
29 other voting reports.

30 4. Reconcile for that polling place ~~or voting center~~
31 the number of electors who appear on the signature roster or
32 ~~e-pollbook~~ **ELECTRONIC POLLBOOK** with the number of completed
33 early ballot affidavits and the voted early ballots tabulated
34 on-site.

35 Sec. 5. Section 16-579.02, Arizona Revised Statutes, is
36 amended to read:

37 16-579.02. Election day early ballot on-site tabulation
38 procedure; fund

39 A. A qualified elector who appears at ~~a voting center~~
40 ~~or at~~ the elector's designated polling place that allows for
41 the on-site tabulation of early ballots with the elector's
42 voted early ballot shall present identification as prescribed
43 in section 16-579, subsection A, paragraph 1 and proceed as
44 follows:

1 1. If the elector does not present identification that
2 complies with section 16-579, subsection A, paragraph 1, the
3 elector shall either deposit the elector's voted early ballot
4 in its affidavit envelope in an official drop box or proceed
5 to the area designated for election day voting to surrender
6 the early ballot to the election board for retention and not
7 for tabulating. The elector shall then be allowed to vote a
8 provisional ballot as prescribed in section 16-584. An
9 election official may not allow for the on-site tabulation of
10 an early ballot if the elector does not present identification
11 that complies with section 16-579, subsection A, paragraph 1.

12 2. If the elector presents sufficient identification to
13 comply with section 16-579, subsection A, paragraph 1, the
14 elector shall present the elector's early ballot affidavit to
15 the election official in charge of the signature roster, and
16 the election official shall confirm that the name and address
17 on the completed affidavit reasonably appear to be the same as
18 the name and address on the precinct register.

19 3. If the elector's affidavit is not complete, the
20 election official in charge of the signature roster shall
21 allow the elector to complete the affidavit. The election
22 official may not allow for the on-site tabulation of an early
23 ballot until the elector presents a completed early ballot
24 affidavit.

25 B. If the elector's affidavit is complete, the
26 elector's name shall be numbered consecutively by the clerk
27 and in the order of application for early ballot tabulation.

28 C. For precincts in which a paper signature roster is
29 used, each qualified elector shall sign the elector's name in
30 the signature roster as prescribed in section 16-579,
31 subsection D before proceeding to the tabulating equipment.

32 D. For precincts in which an electronic pollbook is
33 used, each qualified elector shall sign the elector's name as
34 prescribed in section 16-579, subsection E before proceeding
35 to the tabulating equipment.

36 E. After signing the signature roster or electronic
37 pollbook, the elector shall proceed to the tabulating
38 equipment and, while under the observation of an election
39 official, remove the early ballot from the completed affidavit
40 envelope, deposit the empty completed affidavit envelope in
41 the secured and labeled drop box and insert the early ballot
42 into a tabulating machine. An early ballot that has been
43 separated from the elector's completed affidavit envelope may
44 not be removed from the on-site early ballot tabulation area.

1 F. The drop box prescribed in subsection E of this
2 section shall be clearly labeled to indicate that the
3 completed affidavits are from ballots tabulated pursuant to
4 this section and shall be secured in a manner substantially
5 similar to other ballot boxes at that location.

6 G. Any qualified elector who lawfully brings to a
7 polling place ~~or voting center~~ another elector's voted early
8 ballot that is sealed in its affidavit envelope shall deposit
9 the other elector's voted early ballot in the appropriate
10 ballot drop box before entering the on-site early ballot
11 tabulation area for purposes of tabulating the elector's own
12 early ballot. The county recorder or other officer in charge
13 of elections shall ensure that a voter is not in possession of
14 another voter's ballot within the on-site early ballot
15 tabulation area.

16 Sec. 6. Section 16-1017, Arizona Revised Statutes, is
17 amended to read:

18 16-1017. Unlawful acts by voters with respect to
19 voting; classification

20 A voter who knowingly commits any of the following acts
21 is guilty of a class 2 misdemeanor:

22 1. Makes a false statement as to the voter's inability
23 to mark a ballot.

24 2. Interferes with a voter within the seventy-five foot
25 limit of the polling place as posted by the election marshal
26 ~~or within seventy-five feet of the main outside entrance to an~~
27 ~~on-site early voting location established by a county recorder~~
28 ~~pursuant to section 16-542, subsection A.~~

29 3. Endeavors while within the seventy-five foot limit
30 for a polling place ~~or on-site early voting location~~ to induce
31 a voter to vote for or against a particular candidate or
32 issue.

33 4. ~~Prior to~~ BEFORE the close of an election defaces or
34 destroys a sample ballot posted by election officers, ~~or~~
35 defaces, tears down, removes or destroys a card of
36 instructions posted for the instruction of voters.

37 5. Removes or destroys supplies or conveniences
38 furnished to enable a voter to prepare the voter's ballot.

39 6. Hinders the voting of others.

40 7. Votes in a county in which the voter no longer
41 resides, except as provided in section 16-125.

