

REFERENCE TITLE: voter registration cards; mailing limitation

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

HB 2404

Introduced by

Representatives Gillette: Biasiucci, Bliss, Carbone, Cook, Grantham,
Gress, Griffin, Heap, Hendrix, Jones, Kolodin, Livingston, Marshall,
McGarr, Parker B, Payne, Smith, Willoughby; Senators Borrelli, Carroll,
Rogers

AN ACT

AMENDING SECTION 16-166, ARIZONA REVISED STATUTES; RELATING TO VOTER
REGISTRATION ROLLS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 16-166, Arizona Revised Statutes, is amended to
3 read:

4 16-166. Verification of registration

5 A. Except for the mailing of sample ballots, a county recorder who
6 mails an item to any elector shall send the mailing by nonforwardable
7 first class mail marked with the statement required by the postmaster to
8 receive an address correction notification. If the item is returned
9 undelivered, the county recorder shall send a follow-up notice to that
10 elector within three weeks of receipt of the returned notice. The county
11 recorder shall send the follow-up notice to the address that appears in
12 the general county register or to the forwarding address provided by the
13 United States postal service. The follow-up notice shall include an
14 appropriate internet address for revising voter registration information
15 or a registration form and the information prescribed by section 16-131,
16 subsection C and shall state that if the elector does not complete and
17 return a new registration form with current information to the county
18 recorder or make changes to the elector's voter registration information
19 that is maintained online within thirty-five days, the elector's
20 registration status shall be changed from active to inactive.

21 B. If the elector provides the county recorder with a new
22 registration form or otherwise revises the elector's information, the
23 county recorder shall change the general register to reflect the changes
24 indicated on the new registration. If the elector indicates a new
25 residence address outside that county, the county recorder shall forward
26 the voter registration form or revised information to the county recorder
27 of the county in which the elector's address is located. If the elector
28 provides a new residence address that is located outside this state, the
29 county recorder shall cancel the elector's registration.

30 C. The county recorder shall maintain on the inactive voter list
31 the names of electors who have been removed from the general register
32 pursuant to subsection A or E of this section for a period of four years
33 or through the date of the second general election for federal office
34 following the date of the notice from the county recorder that is sent
35 pursuant to subsection E of this section.

36 D. On notice that a government agency has changed the name of any
37 street, route number, post office box number or other address designation,
38 the county recorder shall revise the registration records and shall send a
39 new verification of registration notice to the electors whose records were
40 changed.

41 E. The county recorder on or before May 1 of each year preceding a
42 state primary and general election or more frequently as the recorder
43 deems necessary may use the change of address information supplied by the
44 postal service through its licensees and the information provided by an
45 electronic voter registration information center to identify registrants

1 whose addresses may have changed. If it appears from information provided
 2 by the postal service or an electronic voter registration information
 3 center that a registrant has moved to a different residence address, the
 4 county recorder shall send the registrant a notice of the change by
 5 forwardable mail and a postage prepaid preaddressed return form or an
 6 appropriate internet address for revising voter registration information
 7 by which the registrant may verify or correct the registration
 8 information. If the registrant fails to revise the information or return
 9 the form postmarked not later than thirty-five days after the mailing of
 10 the notice, the elector's registration status shall be changed from active
 11 to inactive. If the notice sent by the recorder is not returned, the
 12 registrant may be required to provide affirmation or confirmation of the
 13 registrant's address in order to vote. If the registrant does not vote in
 14 an election during the period after the date of the notice from the
 15 recorder through the date of the second general election for federal
 16 office following the date of that notice, the registrant's name shall be
 17 removed from the list of inactive voters. If the registrant has changed
 18 residence to a new county, the county recorder shall provide information
 19 on how the registrant can continue to be eligible to vote.

20 F. The county recorder shall reject any application for
 21 registration that is not accompanied by satisfactory evidence of United
 22 States citizenship. Satisfactory evidence of citizenship shall include
 23 any of the following:

24 1. The number of the applicant's driver license or nonoperating
 25 identification license issued after October 1, 1996 by the department of
 26 transportation or the equivalent governmental agency of another state
 27 within the United States if the agency indicates on the applicant's driver
 28 license or nonoperating identification license that the person has
 29 provided satisfactory proof of United States citizenship.

30 2. A legible photocopy of the applicant's birth certificate that
 31 verifies citizenship to the satisfaction of the county recorder.

32 3. A legible photocopy of pertinent pages of the applicant's United
 33 States passport identifying the applicant and the applicant's passport
 34 number or presentation to the county recorder of the applicant's United
 35 States passport.

36 4. A presentation to the county recorder of the applicant's United
 37 States naturalization documents or the number of the certificate of
 38 naturalization. If only the number of the certificate of naturalization
 39 is provided, the applicant shall not be included in the registration rolls
 40 until the number of the certificate of naturalization is verified with the
 41 United States immigration and naturalization service by the county
 42 recorder.

43 5. Other documents or methods of proof that are established
 44 pursuant to the immigration reform and control act of 1986.

- 1 6. The applicant's bureau of Indian affairs card number, tribal
2 treaty card number or tribal enrollment number.
- 3 G. Notwithstanding subsection F of this section, any person who is
4 registered in this state on the effective date of this amendment to this
5 section is deemed to have provided satisfactory evidence of citizenship
6 and shall not be required to resubmit evidence of citizenship unless the
7 person is changing voter registration from one county to another.
- 8 H. For the purposes of this section, proof of voter registration
9 from another state or county is not satisfactory evidence of citizenship.
- 10 I. A person who modifies voter registration records with a new
11 residence ballot shall not be required to submit evidence of citizenship.
12 After citizenship has been demonstrated to the county recorder, the person
13 is not required to resubmit satisfactory evidence of citizenship in that
14 county.
- 15 J. After a person has submitted satisfactory evidence of
16 citizenship, the county recorder shall indicate this information in the
17 person's permanent voter file. After two years the county recorder may
18 destroy all documents that were submitted as evidence of citizenship.
- 19 K. THE COUNTY RECORDER SHALL NOT PROVIDE AN INITIAL OR UPDATED
20 VOTER REGISTRATION CARD TO A PERSON WHOSE MAILING ADDRESS IS OUTSIDE THIS
21 STATE EXCEPT FOR:
- 22 1. PERSONS WHO ARE ON ACTIVE DUTY MILITARY SERVICE OUTSIDE THIS
23 STATE AND THEIR FAMILY MEMBERS.
- 24 2. PERSONS WHO ARE RESIDENTS OF THIS STATE AND WHO ARE NOT SERVED
25 BY A UNITED STATES POST OFFICE IN THIS STATE.