

Senate Engrossed House Bill
multistate voter registration system; prohibition

State of Arizona
House of Representatives
Fifty-seventh Legislature
First Regular Session
2025

HOUSE BILL 2206

AN ACT

AMENDING SECTION 16-166, ARIZONA REVISED STATUTES; AMENDING TITLE 16, CHAPTER 1, ARTICLE 5, ARIZONA REVISED STATUTES, BY ADDING SECTIONS 16-174, 16-175 AND 16-176; RELATING TO QUALIFICATION AND REGISTRATION OF ELECTORS.

(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. EXCEPT AS PRESCRIBED BY SECTION 16-174, THIS STATE MAY NOT BE A
20 MEMBER OF ANY MULTISTATE VOTER REGISTRATION OR VOTER REGISTRATION LIST
21 MAINTENANCE ORGANIZATION THAT REQUIRES THAT THIS STATE PROVIDE THE
22 ORGANIZATION WITH INFORMATION DERIVED FROM VOTER REGISTRATION RECORDS.

23 L. IF THE SECRETARY OF STATE OR THE COUNTY RECORDER RECEIVES
24 INFORMATION FROM ANY GOVERNMENTAL ENTITY THAT A REGISTERED VOTER IS
25 INELIGIBLE BECAUSE THE VOTER IS DECEASED, ADJUDICATED A CONVICTED FELON
26 WITHOUT HAVING HAD THE PERSON'S VOTING RIGHTS RESTORED, ADJUDICATED AN
27 INCAPACITATED PERSON, IS NOT AT LEAST EIGHTEEN YEARS OF AGE, IS NOT A
28 UNITED STATES CITIZEN, IS A FICTITIOUS PERSON OR HAS LISTED AN ADDRESS
29 THAT IS NOT THE VOTER'S ADDRESS OF LEGAL RESIDENCE, THE COUNTY RECORDER
30 SHALL SUSPEND THE PERSON'S REGISTRATION STATUS, NOTIFY THE PERSON OF THE
31 SUSPENSION AND THE REASON FOR THE SUSPENSION AND ALLOW THE PERSON TO
32 REVISE, CLARIFY, CONFIRM OR CANCEL THE PERSON'S VOTER REGISTRATION.

33 M. ANY VOTER WHOSE VOTER REGISTRATION IS CANCELED ON THE BASIS OF A
34 DETERMINATION OF INELIGIBILITY AND WHO SUBSEQUENTLY BECOMES ELIGIBLE TO
35 VOTE MUST REREGISTER IN ORDER TO VOTE.

36 Sec. 2. Title 16, chapter 1, article 5, Arizona Revised Statutes,
37 is amended by adding sections 16-174, 16-175 and 16-176, to read:

38 16-174. List maintenance organization; annual report

39 A. THE SECRETARY OF STATE MAY BECOME A MEMBER OF A GOVERNMENTAL OR
40 NONGOVERNMENTAL ENTITY WHOSE SOLE PURPOSE IS TO SHARE AND EXCHANGE
41 INFORMATION IN ORDER TO VERIFY VOTER REGISTRATION INFORMATION. THE
42 MEMBERSHIP OF ANY NONGOVERNMENTAL ENTITY SHALL BE COMPOSED SOLELY OF
43 ELECTION OFFICIALS OF STATE GOVERNMENTS. IF THE SECRETARY OF STATE
44 INTENDS TO BECOME A MEMBER OF A NONGOVERNMENTAL ENTITY PRESCRIBED BY THIS
45 SECTION, THE AGREEMENT TO JOIN THE NONGOVERNMENTAL ENTITY MUST REQUIRE

1 THAT THE SECRETARY OF STATE OR THE SECRETARY OF STATE'S DESIGNEE SERVE AS
2 A FULL MEMBER WITH VOTING RIGHTS ON THE NONGOVERNMENTAL ENTITY'S BOARD OF
3 DIRECTORS WITHIN TWELVE MONTHS AFTER JOINING THE NONGOVERNMENTAL ENTITY.

4 B. THE SECRETARY OF STATE MAY SHARE CONFIDENTIAL AND EXEMPT
5 INFORMATION AFTER BECOMING A MEMBER OF A NONGOVERNMENTAL ENTITY IF:

6 1. EACH MEMBER OF THE NONGOVERNMENTAL ENTITY AGREES TO MAINTAIN THE
7 CONFIDENTIALITY OF SHARED INFORMATION AS REQUIRED BY THE LAWS OF THE STATE
8 PROVIDING THE INFORMATION.

9 2. THE BYLAWS OF THE NONGOVERNMENTAL ENTITY REQUIRE MEMBER STATES
10 AND THE NONGOVERNMENTAL ENTITY TO MAINTAIN THE CONFIDENTIALITY OF
11 INFORMATION AS REQUIRED BY THE LAWS OF THE STATE PROVIDING THE
12 INFORMATION.

13 C. IF THE SECRETARY OF STATE BECOMES A MEMBER OF A NONGOVERNMENTAL
14 ENTITY:

15 1. THE DEPARTMENT OF TRANSPORTATION SHALL PROVIDE DRIVER LICENSE OR
16 NONOPERATING IDENTIFICATION LICENSE INFORMATION TO THE SECRETARY OF STATE
17 FOR THE PURPOSE OF SHARING AND EXCHANGING VOTER REGISTRATION INFORMATION
18 WITH THE NONGOVERNMENTAL ENTITY.

19 2. THE SECRETARY OF STATE SHALL SUBMIT A REPORT TO THE GOVERNOR,
20 THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF
21 REPRESENTATIVES ON OR BEFORE DECEMBER 1 OF EACH YEAR. THE REPORT SHALL
22 DESCRIBE THE TERMS OF THE NONGOVERNMENTAL ENTITY MEMBERSHIP AND PROVIDE
23 INFORMATION ON THE TOTAL NUMBER OF VOTERS REMOVED FROM THE VOTER
24 REGISTRATION SYSTEM AS A RESULT OF THE MEMBERSHIP AND THE REASONS FOR
25 THEIR REMOVAL.

26 D. IF THE SECRETARY OF STATE RECEIVES INFORMATION FROM ANOTHER
27 STATE THAT IS CONFIDENTIAL OR EXEMPT PURSUANT TO THE LAWS OF THAT STATE,
28 THE SECRETARY OF STATE SHALL PROVIDE THE INFORMATION TO THE COUNTY
29 RECORDER TO CONDUCT VOTER REGISTRATION LIST MAINTENANCE ACTIVITIES.

30 16-175. Voter registration list maintenance program

31 A. THE COUNTY RECORDER SHALL ESTABLISH A GENERAL VOTER REGISTRATION
32 LIST MAINTENANCE PROGRAM. THE PROGRAM MUST BE UNIFORM, NONDISCRIMINATORY
33 AND IN COMPLIANCE WITH THE VOTING RIGHTS ACT OF 1965 (P.L. 89-110), THE
34 NATIONAL VOTER REGISTRATION ACT OF 1993 (P.L. 103-31) AND THE HELP AMERICA
35 VOTE ACT OF 2002 (P.L. 107-252).

36 B. FOR ANY COUNTY THAT DOES NOT USE THE CHANGE OF ADDRESS
37 INFORMATION SUPPLIED BY THE POSTAL SERVICE THROUGH ITS LICENSEES AS A
38 METHOD TO UPDATE ITS VOTER REGISTRATION ROLLS AS PRESCRIBED BY SECTION
39 16-166, SUBSECTION E, THE COUNTY RECORDER SHALL MAIL TO VOTERS WHO DID NOT
40 VOTE DURING AN ELECTION CYCLE OR WHO DID NOT UPDATE THEIR VOTER
41 REGISTRATION INFORMATION A NOTICE BY NONFORWARDABLE MAIL AND A POSTAGE
42 PREPAID PREADDRESSED RETURN FORM OR AN APPROPRIATE INTERNET ADDRESS FOR
43 REVISING VOTER REGISTRATION INFORMATION BY WHICH THE REGISTRANT MAY VERIFY
44 OR CORRECT THE REGISTRATION INFORMATION. IF THE NOTICE SENT BY THE
45 RECORDER IS NOT RETURNED, THE REGISTRANT MAY BE REQUIRED TO PROVIDE

1 AFFIRMATION OR CONFIRMATION OF THE REGISTRANT'S ADDRESS IN ORDER TO VOTE.
2 ALL LIST MAINTENANCE ACTIONS ASSOCIATED WITH EACH VOTER MUST BE ENTERED,
3 TRACKED, RECORDED AND MAINTAINED IN THE STATEWIDE VOTER REGISTRATION
4 SYSTEM.

5 C. A VOTER'S REGISTRATION MAY NOT BE CANCELED LATER THAN NINETY
6 DAYS BEFORE THE DATE OF A PRIMARY OR GENERAL ELECTION THAT INCLUDES A
7 FEDERAL OFFICE. THIS SECTION DOES NOT PRECLUDE THE CORRECTION OF
8 REGISTRATION RECORDS BASED ON INFORMATION SUBMITTED BY THE VOTER OR
9 CANCELLATION OF A VOTER'S REGISTRATION AT ANY TIME ON THE VOTER'S WRITTEN
10 REQUEST, BY REASON OF THE VOTER'S DEATH OR ON A DETERMINATION THAT THE
11 VOTER WAS ADJUDICATED AN INCAPACITATED PERSON AS DEFINED IN SECTION
12 14-5101.

13 D. NOT LATER THAN JULY 31 AND JANUARY 31 OF EACH YEAR, THE COUNTY
14 RECORDER SHALL CERTIFY TO THE SECRETARY OF STATE THE ADDRESS LIST
15 MAINTENANCE ACTIVITIES CONDUCTED DURING THE FIRST SIX MONTHS AND THE
16 SECOND SIX MONTHS OF THE YEAR, RESPECTIVELY, INCLUDING THE NUMBER OF
17 ADDRESS CONFIRMATION REQUESTS SENT, THE NUMBER OF VOTERS DESIGNATED AS
18 INACTIVE AND THE NUMBER OF REGISTRATIONS CANCELED.

19 E. IF THE SECRETARY OF STATE DETERMINES THAT A COUNTY RECORDER HAS
20 NOT CONDUCTED THE VOTER REGISTRATION LIST MAINTENANCE ACTIVITIES REQUIRED
21 BY THIS SECTION, THE SECRETARY OF STATE SHALL CONDUCT THE APPROPRIATE
22 VOTER REGISTRATION LIST MAINTENANCE ACTIVITIES FOR THAT COUNTY. A PERSON
23 WHO FAILS TO PERFORM VOTER REGISTRATION LIST MAINTENANCE ACTIVITIES AS
24 PRESCRIBED BY THIS SECTION COMMITS AN ACT INVOLVING NONFEASANCE IN PUBLIC
25 OFFICE PURSUANT TO SECTION 38-443.

26 16-176. Model list maintenance forms

27 THE SECRETARY OF STATE MAY PROVIDE MODEL VOTER REGISTRATION LIST
28 MAINTENANCE FORMS THAT MAY BE USED BY THE COUNTY RECORDERS. THESE FORMS
29 SHALL INCLUDE AN ADDRESS CONFIRMATION REQUEST THAT MUST CONTAIN:

30 1. THE VOTER'S NAME AND THE ADDRESS OF THE VOTER'S LEGAL RESIDENCE
31 AS SHOWN ON THE VOTER'S REGISTRATION RECORD.

32 2. A REQUEST THAT THE VOTER NOTIFY THE COUNTY RECORDER IF EITHER
33 THE VOTER'S NAME OR ADDRESS OF LEGAL RESIDENCE IS INCORRECT.