

REFERENCE TITLE: state voting rights act

State of Arizona
Senate
Fifty-seventh Legislature
First Regular Session
2025

SB 1193

Introduced by
Senators Ortiz: Alston, Bravo, Gabaldón, Kuby, Sundareshan;
Representatives Garcia, Sandoval

AN ACT

AMENDING TITLE 16, ARIZONA REVISED STATUTES, BY ADDING CHAPTER 9; RELATING
TO ELECTIONS AND ELECTORS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 16, Arizona Revised Statutes, is amended by adding
3 chapter 9, to read:

4 CHAPTER 9

5 ARIZONA STATE VOTING RIGHTS ACT

6 ARTICLE 1. GENERAL PROVISIONS

7 16-1201. Definitions

8 IN THIS CHAPTER, UNLESS THE CONTEXT OTHERWISE REQUIRES:

9 1. "COVERED POLITICAL SUBDIVISION" MEANS A POLITICAL SUBDIVISION
10 THAT THE SECRETARY OF STATE DETERMINES, BASED ON THE MOST RECENT UNITED
11 STATES DECENNIAL CENSUS, MEETS ANY OF THE FOLLOWING CRITERIA:

12 (a) MORE THAN TWO PERCENT OF THE CITIZENS OF VOTING AGE OF THE
13 POLITICAL SUBDIVISION ARE MEMBERS OF A SINGLE LANGUAGE MINORITY AND SPEAK
14 ENGLISH "LESS THAN VERY WELL".

15 (b) MORE THAN FOUR THOUSAND OF THE CITIZENS OF VOTING AGE OF THE
16 POLITICAL SUBDIVISION ARE MEMBERS OF A SINGLE LANGUAGE MINORITY AND SPEAK
17 ENGLISH "LESS THAN VERY WELL".

18 (c) IN THE CASE OF A POLITICAL SUBDIVISION THAT CONTAINS ALL OR ANY
19 PART OF A TRIBAL NATION, MORE THAN TWO PERCENT OF THE TRIBAL MEMBERS OF
20 VOTING AGE WITHIN THE TRIBAL NATION ARE MEMBERS OF A SINGLE LANGUAGE
21 MINORITY AND SPEAK ENGLISH "LESS THAN VERY WELL".

22 (d) THE ILLITERACY RATE OF A SINGLE LANGUAGE MINORITY GROUP IS
23 HIGHER THAN THE NATIONAL ILLITERACY RATE.

24 2. "POLITICAL SUBDIVISION" MEANS THIS STATE OR ANY COUNTY, CITY,
25 TOWN, SCHOOL DISTRICT OR OTHER DISTRICT ORGANIZED PURSUANT TO STATE LAW.

26 3. "PROTECTED CLASS" MEANS A CLASS OF VOTERS IDENTIFIED IN SECTION
27 16-1202.

28 4. "REPRESENTATIONAL PARTICIPATION" MEANS THE RIGHT FOR ALL PERSONS
29 LIVING IN THIS STATE OR A POLITICAL SUBDIVISION TO BE ABLE TO INFLUENCE
30 ELECTED OFFICIALS AND BE INCLUDED IN THE POPULATION BASIS FOR ELECTED
31 REPRESENTATION, REGARDLESS OF ABILITY TO CAST A BALLOT FOR ELECTED
32 OFFICIALS.

33 5. "UNFORESEEN CIRCUMSTANCE":

34 (a) MEANS AN ABRUPT EVENT THAT AFFECTS AN ELECTION AND THAT WAS
35 NEITHER CREATED NOR DIRECTLY OR INDIRECTLY CAUSED BY THIS STATE OR ANY
36 POLITICAL SUBDIVISION.

37 (b) DOES NOT INCLUDE MONETARY CONCERNS AND CONCERNS OF VOTER FRAUD.

38 16-1202. Voters' rights

39 A. THE RIGHT TO VOTE IS GUARANTEED TO ALL CITIZENS OF THIS STATE.
40 THE RIGHT TO VOTE MAY NOT BE DENIED REGARDLESS OF RACE, INCOME LEVEL,
41 GENDER, DISABILITY, NATIONAL ORIGIN, LANGUAGE ABILITY, AGE, SEXUAL
42 ORIENTATION OR RELIGION.

43 B. THE RIGHT TO REPRESENTATION IS GUARANTEED TO ALL PERSONS IN THIS
44 STATE, AND ALL PERSONS WITHIN ANY POLITICAL SUBDIVISION OR SPECIAL
45 DISTRICT WITHIN THIS STATE HAVE THE RIGHT TO EQUAL POLITICAL

1 REPRESENTATION. THE RIGHT TO REPRESENTATION MAY NOT BE DENIED REGARDLESS
2 OF AGE, CITIZENSHIP STATUS, RACE, INCOME LEVEL, GENDER, DISABILITY,
3 NATIONAL ORIGIN, LANGUAGE ABILITY, STATUS AS A PROPERTY OWNER, SEXUAL
4 ORIENTATION OR RELIGION.

5 C. ALL VOTERS WHO ARE MEMBERS OF RACIAL, ETHNIC AND
6 LANGUAGE-MINORITY GROUPS SHALL HAVE AN EQUAL OPPORTUNITY TO PARTICIPATE IN
7 THE POLITICAL PROCESSES AS ALL OTHER VOTERS IN THIS STATE, AND ESPECIALLY
8 TO EXERCISE THE ELECTIVE FRANCHISE.

9 D. A METHOD OF ELECTING THE GOVERNING BODY OF ANY POLITICAL
10 SUBDIVISION MAY NOT BE IMPOSED OR APPLIED IN A MANNER THAT IMPAIRS THE
11 ABILITY OF A PROTECTED CLASS OR CLASSES TO HAVE AN EQUAL OPPORTUNITY TO
12 ELECT CANDIDATES OF THEIR CHOICE AS THE RESULT OF THE DILUTION OR
13 ABRIDGMENT OF THE RIGHTS OF VOTERS WHO ARE MEMBERS OF A PROTECTED CLASS OR
14 CLASSES.

15 16-1203. Standing

16 A. ANY MEMBER OF A PROTECTED CLASS WHO RESIDES IN A POLITICAL
17 SUBDIVISION WHERE A VIOLATION OF THIS CHAPTER IS ALLEGED, AN ORGANIZATION
18 WHOSE MEMBERSHIP INCLUDES OR IS LIKELY TO INCLUDE A MEMBER OF A PROTECTED
19 CLASS WHO RESIDES IN A POLITICAL SUBDIVISION WHERE A VIOLATION OF THIS
20 CHAPTER IS ALLEGED OR THE ATTORNEY GENERAL MAY BRING A CIVIL ACTION TO
21 ENFORCE THIS CHAPTER.

22 B. ANY PERSON WHO RESIDES IN A POLITICAL SUBDIVISION WHERE A
23 VIOLATION OF THE RIGHT TO REPRESENTATIONAL PARTICIPATION IS ALLEGED, AN
24 ORGANIZATION WHOSE MEMBERSHIP INCLUDES OR IS LIKELY TO INCLUDE A MEMBER OF
25 A PROTECTED CLASS WHO RESIDES IN A POLITICAL SUBDIVISION WHERE A VIOLATION
26 OF THIS CHAPTER IS ALLEGED OR THE ATTORNEY GENERAL MAY BRING A CIVIL
27 ACTION TO ENFORCE THIS CHAPTER.

28 16-1204. Voting materials in minority languages: declaratory
29 judgment

30 A. FOLLOWING EACH UNITED STATES DECENNIAL CENSUS, THE SECRETARY OF
31 STATE SHALL CALCULATE WHICH POLITICAL SUBDIVISIONS ARE COVERED POLITICAL
32 SUBDIVISIONS FOR THE PURPOSES OF ADMINISTERING ELECTIONS.

33 B. COVERED POLITICAL SUBDIVISIONS SHALL:

34 1. PROVIDE VOTING MATERIALS IN THE COVERED LANGUAGE OF AN EQUAL
35 QUALITY TO THE CORRESPONDING ENGLISH LANGUAGE MATERIALS, INCLUDING
36 REGISTRATION OR VOTING NOTICES, FORMS, INSTRUCTIONS, ASSISTANCE OR OTHER
37 MATERIALS OR INFORMATION RELATING TO THE ELECTORAL PROCESS, INCLUDING
38 BALLOTS AND VOTING SYSTEMS.

39 2. WHENEVER A COVERED POLITICAL SUBDIVISION PROVIDES ANY
40 REGISTRATION OR VOTING NOTICES, FORMS, INSTRUCTIONS, ASSISTANCE OR OTHER
41 MATERIALS OR INFORMATION RELATING TO THE ELECTORAL PROCESS, INCLUDING
42 BALLOTS, IN A COVERED POLITICAL SUBDIVISION, THE COVERED POLITICAL
43 SUBDIVISION SHALL PROVIDE THEM IN THE LANGUAGE OF THE APPLICABLE MINORITY
44 GROUP AS WELL AS IN THE ENGLISH LANGUAGE, EXCEPT THAT IF THE LANGUAGE OF
45 THE APPLICABLE MINORITY GROUP IS ORAL OR UNWRITTEN OR, IN THE CASE OF SOME

1 TRIBAL NATIONS, IF THE PREDOMINANT LANGUAGE IS HISTORICALLY UNWRITTEN, THE
2 COVERED POLITICAL SUBDIVISION IS REQUIRED ONLY TO FURNISH ORAL
3 INSTRUCTIONS, ASSISTANCE OR OTHER INFORMATION RELATING TO REGISTRATION AND
4 VOTING.

5 3. ENSURE THAT FOR EACH SINGLE LANGUAGE MINORITY THERE IS AT LEAST
6 ONE ELECTION OFFICIAL WHO SERVES AT EACH POLLING PLACE IN THE COVERED
7 POLITICAL SUBDIVISION WHO SPEAKS THAT SINGLE LANGUAGE MINORITY'S LANGUAGE
8 FLUENTLY.

9 C. A COVERED POLITICAL SUBDIVISION THAT SEEKS TO PROVIDE
10 ENGLISH-ONLY REGISTRATION OR VOTING MATERIALS OR INFORMATION, INCLUDING
11 BALLOTS, MAY FILE AN ACTION AGAINST THE STATE FOR DECLARATORY RELIEF. THE
12 COURT SHALL ENTER A DECLARATORY JUDGMENT IF IT FINDS THAT THE
13 DETERMINATION OF THE SECRETARY OF STATE WAS UNREASONABLE OR AN ABUSE OF
14 DISCRETION.

15 16-1205. Rights of action; language minority voting materials

16 A. A COVERED POLITICAL SUBDIVISION VIOLATES THE RIGHT TO VOTE IF IT
17 FAILS TO PROVIDE ANY OR ALL OF THE VOTING MATERIALS IN COMPLIANCE WITH
18 SECTION 16-1204 AND DOES NOT CURE THIS FAILURE WITHIN THREE HOURS AFTER
19 RECEIVING WRITTEN NOTICE OF THE FAILURE.

20 B. A COVERED POLITICAL SUBDIVISION COMMITS A SEPARATE VIOLATION OF
21 THE RIGHT TO VOTE IF IT FAILS TO PROVIDE AT LEAST ONE ELECTION OFFICIAL
22 WHO SERVES AT EACH POLLING PLACE IN THE COVERED POLITICAL SUBDIVISION WHO
23 SPEAKS THAT SINGLE LANGUAGE MINORITY'S LANGUAGE FLUENTLY PURSUANT TO
24 SECTION 16-1204 AND DOES NOT CURE THIS FAILURE AS FOLLOWS:

25 1. WITHIN FORTY-EIGHT HOURS AFTER RECEIVING WRITTEN NOTICE OF THE
26 FAILURE FROM A PLAINTIFF SEEKING TO ENFORCE SECTION 16-1204 IN ADVANCE OF
27 ANY ELECTION.

28 2. WITHIN TWENTY-FOUR HOURS AFTER RECEIVING WRITTEN NOTICE OF THE
29 FAILURE FROM A PLAINTIFF SEEKING TO ENFORCE SECTION 16-1204 ON ANY DAY IN
30 WHICH VOTING OCCURS.

31 3. WITHIN ONE HOUR AFTER RECEIVING WRITTEN NOTICE OF THE FAILURE
32 FROM A PLAINTIFF SEEKING TO ENFORCE SECTION 16-1204 ON THE LAST DAY IN
33 WHICH VOTING OCCURS.

34 C. IN ADDITION TO ANY FEES AND COSTS OWED UNDER SECTION 16-1210, A
35 POLITICAL SUBDIVISION AGAINST WHOM ANY PARTY PREVAILS ON A CLAIM TO
36 ENFORCE SECTION 16-1204 MUST PAY A PENALTY OF \$5,000 PER AFFECTED VOTER,
37 UP TO \$250,000. THIS PENALTY IS WITHOUT REGARD TO ANY FINDING OF A
38 DEFENDANT'S INTENT TO VIOLATE SECTION 16-1204. IF THE COURT FINDS A
39 DEFENDANT INTENTIONALLY VIOLATED SECTION 16-1206, THE COURT MAY ENTER A
40 PENALTY AGAINST THAT DEFENDANT.

41 16-1206. Rights of action; violation of right to vote

42 A. THE RIGHT TO VOTE IS A FUNDAMENTAL RIGHT. THE STATE MAY NOT
43 DENY, ABRIDGE OR RESTRICT A CITIZEN'S RIGHT TO VOTE.

44 B. ANY STATE ACTION THAT HAS THE IMPACT OF DENYING OR ABRIDGING A
45 CITIZEN'S RIGHT TO VOTE AND THAT IS NOT THE LEAST RESTRICTIVE MEANS OF

1 ADVANCING A COMPELLING GOVERNMENT INTEREST IS A VIOLATION OF A CITIZEN'S
2 RIGHT TO VOTE UNDER THIS CHAPTER.

3 C. A PERSON WHOSE RIGHT TO VOTE HAS BEEN DENIED OR RESTRICTED BY
4 THIS STATE, ITS POLITICAL SUBDIVISIONS, ANY PRIVATE OR PUBLIC ENTITY OR A
5 PRIVATE PERSON IN VIOLATION OF THIS SECTION MAY ASSERT THAT VIOLATION AS A
6 CLAIM UNDER THIS CHAPTER.

7 16-1207. Rights of action; voter suppression; definition

8 A. THIS STATE OR A POLITICAL SUBDIVISION VIOLATES THE RIGHT TO VOTE
9 IF, BASED ON THE TOTALITY OF THE CIRCUMSTANCES, MEMBERS OF A PROTECTED
10 CLASS HAVE LESS OPPORTUNITY THAN OTHER MEMBERS OF THE ELECTORATE TO
11 PARTICIPATE IN THE POLITICAL PROCESS OR TO ELECT CANDIDATES OR ELECTORAL
12 CHOICES PREFERRED BY MEMBERS OF THE PROTECTED CLASS.

13 B. FOR THE PURPOSES OF THIS SECTION, "TOTALITY OF THE
14 CIRCUMSTANCES" INCLUDES CIRCUMSTANCES THE EXTENT TO WHICH MEMBERS OF A
15 PROTECTED CLASS HAVE BEEN ELECTED TO OFFICE IN THIS STATE OR ANY POLITICAL
16 SUBDIVISION AND THE EXTENT TO WHICH MEMBERS OF A PROTECTED CLASS IN THIS
17 STATE OR ANY POLITICAL SUBDIVISION VOTE AT LOWER RATES THAN OTHER MEMBERS
18 OF THE ELECTORATE.

19 16-1208. Rights of action; political participation

20 A. THE RIGHT TO POLITICAL PARTICIPATION IS A FUNDAMENTAL
21 RIGHT. THIS STATE OR A POLITICAL SUBDIVISION MAY NOT DENY, ABRIDGE OR
22 RESTRICT THE RIGHT TO EQUAL REPRESENTATION OF A PERSON WHO RESIDES IN THE
23 POLITICAL SUBDIVISION.

24 B. A COURT MAY ADOPT ONLY A REMEDY FOR A VIOLATION OF SUBSECTION A
25 OF THIS SECTION THAT WILL NOT DIMINISH THE POLITICAL REPRESENTATION OF ALL
26 PERSONS IN THE CHALLENGED BODY. THE COURT SHALL CONSIDER PROPOSED
27 REMEDIES BY ANY PARTIES AND INTERESTED NONPARTIES AND SHALL NOT PROVIDE
28 DEFERENCE OR PRIORITY TO A PROPOSED REMEDY BECAUSE IT IS PROPOSED BY THE
29 POLITICAL SUBDIVISION. THIS CHAPTER PROVIDES THE COURT WITH AUTHORITY TO
30 IMPLEMENT REMEDIES NOTWITHSTANDING ANY OTHER PROVISION OF STATE LAW.

31 16-1209. Election law changes; presumption; rebuttal

32 A. A VOTER'S RIGHT TO VOTE CANNOT BE ABRIDGED OR DENIED THROUGH AN
33 ELECTION LAW, SCHEME, RULE OR ADMINISTRATIVE CHANGE.

34 B. THIS STATE OR A POLITICAL SUBDIVISION VIOLATES THIS SECTION IF A
35 REGULATION, SCHEME, DEVISE OR RESTRICTION IS CHANGED OR IMPLEMENTED, OR
36 THE POLLING LOCATION IS MOVED OR CLOSED OR AN ADMINISTRATIVE RULE OR
37 PROCESS RESULTS IN DECREASED VOTER ACCESS DURING THE NINETY-DAY PERIOD
38 BEFORE ANY STATE OR FEDERAL ELECTION.

39 C. THERE IS A PRESUMPTION THAT ANY CHANGE THAT MODIFIES,
40 ESTABLISHES OR ABOLISHES A REGULATION, LAW, SCHEME, DEVISE OR RULE WITHIN
41 THE NINETY-DAY PERIOD BEFORE ANY STATE OR FEDERAL ELECTION, INCLUDING THE
42 PLACEMENT AND AVAILABILITY OF POLLING LOCATIONS AND BALLOT DROP BOXES, AND
43 THAT RESULTS IN DECREASED VOTER ACCESS IS IN VIOLATION OF THIS CHAPTER.

44 D. THIS STATE OR A POLITICAL SUBDIVISION MAY REBUT THE PRESUMPTION
45 PRESCRIBED IN SUBSECTION C OF THIS SECTION BY OBTAINING A TRIAL COURT

1 ORDER THAT IS AFFIRMED BY AN APPELLATE COURT THAT THE CHANGE WAS NECESSARY
2 DUE TO EMERGENCY OR UNFORESEEN CIRCUMSTANCES.

3 16-1210. Attorney fees

4 A. IN ANY ACTION TO ENFORCE THIS CHAPTER, THE COURT SHALL AWARD A
5 PREVAILING PLAINTIFF, OTHER THAN THIS STATE OR A POLITICAL SUBDIVISION,
6 REASONABLE ATTORNEY FEES AND LITIGATION EXPENSES, INCLUDING EXPERT WITNESS
7 FEES AND EXPENSES AS PART OF THE COSTS.

8 B. IF A PLAINTIFF DEMONSTRATES THAT THE PLAINTIFF SUCCEEDED IN
9 ALTERING THE DEFENDANT'S BEHAVIOR TO CORRECT A CLAIMED HARM AT THE TIME
10 THE SUIT FOR INTERIM ATTORNEY FEES IS FILED, THE PLAINTIFF DOES NOT NEED
11 TO ACHIEVE A JUDICIALLY SANCTIONED RELIEF OR FAVORABLE JUDGMENT IN ORDER
12 TO BE THE PREVAILING PLAINTIFF.

13 C. A PLAINTIFF WHO HAS PREVAILED ON PART OF THE PLAINTIFF'S CLAIM
14 WHILE THE CASE REMAINS PENDING MAY ALSO SEEK AN AWARD OF INTERIM ATTORNEY
15 FEES FOR SECURING THE INTERIM RELIEF. THE CLAIM SUPPORTING THE
16 PLAINTIFF'S REQUEST FOR INTERIM ATTORNEY FEES NEED NOT BE A CENTRAL CLAIM
17 OF THE CASE.

18 D. A PREVAILING DEFENDANT MAY NOT RECOVER ANY COSTS, UNLESS THE
19 COURT FINDS THE ACTION TO BE FRIVOLOUS, UNREASONABLE OR WITHOUT
20 FOUNDATION.

21 16-1211. Legal procedures

22 A. ANY ACTION COMMENCED UNDER THIS CHAPTER IS NOT RENDERED MOOT OR
23 OTHERWISE AFFECTED BY THE CONCLUSION OF AN ELECTION CYCLE DURING WHICH THE
24 ACTION WAS BROUGHT IF THE CASE IS CAPABLE OF REPETITION.

25 B. A COURT MAY EXERCISE JURISDICTION OVER A CHALLENGE TO THE
26 ELECTORAL FRANCHISE IF:

27 1. THE CHALLENGED ACTION IS TOO SHORT IN ITS DURATION TO BE FULLY
28 LITIGATED BEFORE ITS CESSATION OR EXPIRATION.

29 2. THERE IS A REASONABLE EXPECTATION THAT THE SAME COMPLAINING
30 PARTY WOULD BE SUBJECTED TO THE SAME ACTION AGAIN.

31 C. THE COURT SHALL HEAR THE CASE AT THE EARLIEST PRACTICABLE DATE
32 AND SHALL CAUSE THE CASE TO BE IN EVERY WAY EXPEDITED, INCLUDING THROUGH
33 GRANTING THE CASE AUTOMATIC CALENDAR PREFERENCE.

34 D. THE PLAINTIFF'S CONSTITUTIONAL RIGHT TO THE SECRECY OF THE
35 PLAINTIFF'S VOTE IS PRESERVED AND IS NOT WAIVED BY THE FILING OF AN ACTION
36 PURSUANT TO THIS CHAPTER. THE FILING IS NOT SUBJECT TO DISCOVERY OR
37 DISCLOSURE.

38 E. IN SEEKING A TEMPORARY RESTRAINING ORDER OR A PRELIMINARY
39 INJUNCTION, A PLAINTIFF SHALL NOT BE REQUIRED TO POST A BOND GREATER THAN
40 \$10 OR ANY OTHER ADDITIONAL SECURITY IN ORDER TO SECURE EQUITABLE RELIEF.

41 F. AN ACTION FILED PURSUANT TO THIS CHAPTER DOES NOT NEED TO BE
42 FILED AS A CLASS ACTION. MEMBERS OF DIFFERENT CLASSES MAY FILE AN ACTION
43 JOINTLY PURSUANT TO THIS CHAPTER IF THEY DEMONSTRATE THAT THE COMBINED
44 VOTING PREFERENCES OF THE MULTIPLE PROTECTED CLASSES ARE POLARIZED AGAINST

1 THE REST OF THE ELECTORATE. THE COURT MAY GRANT RELIEF TO THE BENEFIT OF
2 THE FULL CLASS WITHOUT REGARD TO WHETHER IT IS FILED AS A CLASS ACTION.

3 16-1212. Remedies

4 A. ON A FINDING OF A VIOLATION OF THIS CHAPTER, THE COURT SHALL
5 IMPLEMENT APPROPRIATE REMEDIES THAT ARE TAILORED TO REMEDY THE VIOLATION
6 IF NOT OTHERWISE PROHIBITED BY THE ARIZONA CONSTITUTION. REMEDIES MAY
7 INCLUDE:

- 8 1. PROVIDING ADDITIONAL VOTING HOURS OR DAYS.
- 9 2. PROVIDING ADDITIONAL POLLING LOCATIONS.
- 10 3. PROVIDING ADDITIONAL MEANS OF VOTING.
- 11 4. REQUIRING EXPANDED OPPORTUNITIES FOR VOTER REGISTRATION.
- 12 5. REQUIRING ADDITIONAL VOTER EDUCATION.
- 13 6. MODIFYING THE ELECTION CALENDAR.
- 14 7. RESTORING OR ADDING PERSONS TO REGISTRATION LISTS.

15 B. THE COURT SHALL ADOPT ONLY A REMEDY THAT WILL NOT DIMINISH THE
16 ABILITY OF MINORITY GROUPS TO PARTICIPATE IN THE POLITICAL PROCESS AND TO
17 ELECT THEIR PREFERRED CANDIDATES TO OFFICE. THE COURT SHALL CONSIDER
18 PROPOSED REMEDIES BY ANY PARTIES AND INTERESTED NONPARTIES AND SHALL NOT
19 PROVIDE DEFERENCE OR PRIORITY TO A PROPOSED REMEDY BECAUSE IT IS PROPOSED
20 BY THE POLITICAL SUBDIVISION. THIS CHAPTER PROVIDES THE COURT WITH
21 AUTHORITY TO IMPLEMENT REMEDIES NOTWITHSTANDING ANY OTHER PROVISION OF
22 STATE LAW.

23 C. THE COURT SHALL PROVIDE THIS STATE OR THE POLITICAL SUBDIVISION
24 AN OPPORTUNITY TO PROPOSE AN APPROPRIATE REMEDY TAILORED TO THE NEEDS OF
25 THE JURISDICTION IF THE ELECTION IS MORE THAN NINETY DAYS IN THE
26 FUTURE. IF THE PROPOSED REMEDY CAN DEMONSTRABLY RESOLVE THE VIOLATION,
27 THE COURT SHALL ACCEPT THE PROPOSAL AS THE REMEDY. IF THE PROPOSED REMEDY
28 IS INADEQUATE OR THE ELECTION WILL OCCUR WITHIN NINETY DAYS, THE COURT
29 SHALL USE ITS DISCRETION TO FASHION AND ORDER AN APPROPRIATE REMEDY FOR
30 THE VIOLATION.