



ARIZONA HOUSE OF REPRESENTATIVES FLOOR AMENDMENT EXPLANATION

57th Legislature, 2nd Regular Session

Majority Research Staff

SB 1687: voter access; elections; primary date

KOLODIN FLOOR AMENDMENT

1. Moves the primary election date to the Tuesday before the last Monday in May *beginning in 2032*, rather than beginning in 2028.
2. Conforms applicable elections-related statutes to reflect the new primary election date of the Tuesday before the last Monday in May beginning in 2032.
3. Clarifies timelines relating to municipal primary, general and runoff elections and the declaration of candidates as elected to their respective offices.
4. Requires gubernatorial candidates, beginning in 2032, to submit to the Secretary of State the name of the person who will be a joint candidate for lieutenant governor not later than 75 days before the date of the general election.
5. Requires a write-in candidate to file a nomination paper not earlier than 140 days before the election and not later than 5 p.m. on the 60th day before the election, subject to outlined exceptions.
6. Requires county Boards of Supervisors, beginning in 2031, to establish and define a convenient number of election precincts on or before July 1st of each year preceding the year of a general election.
7. Adjusts the term of office of a precinct committeeman, beginning in 2032, to reflect the new primary election date.
8. Prohibits the Citizens Clean Elections Commission (Commission) from spending on applicable costs, during a *two* calendar year period, more than \$5 times the number of Arizona resident personal income tax returns filed during the *two* previous calendar years, subject to Proposition 105 requirements.
9. Adjusts, from 10% to 20%, the amount of the Commission's costs that may be applied to expenses of administration and enforcement and to expenses associated with public education regarding elections and the Commission's role therein, subject to Proposition 105 requirements.

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10. Allows any candidate who has qualified for Commission funding to file a nomination paper at any time after the 153rd day after the beginning of the qualifying period of an election year, rather than after the first day of January of an election year, subject to Proposition 105 requirements.
11. Amends pertinent definitions in statute outlining the Commission, subject to Proposition 105 requirements.
12. Makes technical and conforming changes.

KOLODIN FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1687
(Reference to Senate engrossed bill)

Amendment instruction key:

[GREEN UNDERLINING IN BRACKETS] indicates text added to statute or previously enacted session law.

[Green underlining in brackets] indicates text added to new session law or text restoring existing law.

[GREEN STRIKEOUT IN BRACKETS] indicates new text removed from statute or previously enacted session law.

[Green strikeout in brackets] indicates text removed from existing statute, previously enacted session law or new session law.

<<Green carets>> indicate a section added to the bill.

<<Green strikeout in carets>> indicates a section removed from the bill.

1 The bill as proposed to be amended is reprinted as follows:

2 <<Section 1. Section 9-204, Arizona Revised Statutes, is amended to
3 read:

4 9-204. Officers in cities and towns of six hundred to eight
5 hundred fifty voters; terms of office; elections;
6 removal

7 A. In all cities or towns not organized under article 3 or 4 of
8 this chapter, in which at the next preceding municipal election not more
9 than eight hundred fifty nor less than six hundred votes were cast, the
10 only officers shall be a mayor, four councilmen, a chief of police, a
11 recorder who is also ex officio city auditor and police judge, and a
12 treasurer.

13 B. The term of office of each officer, except councilmen, is two
14 years. Each councilman shall hold office for a term of four years. The
15 recorder shall be elected as other city or town officers.

16 C. [THROUGH 2031.] elections shall be held on the third Tuesday in
17 May of each odd-numbered year at which all officers whose terms have then
18 expired shall be elected. [BEGINNING IN 2032, ELECTIONS SHALL BE HELD ON
19 THE TUESDAY BEFORE THE LAST MONDAY IN MAY OF EACH ODD-NUMBERED YEAR AT
20 WHICH ALL OFFICERS WHOSE TERMS HAVE THEN EXPIRED SHALL BE ELECTED.]

21 D. The mayor and common council may remove an officer for
22 malfeasance in office.>>

23 <<Sec. 2. Section 9-231, Arizona Revised Statutes, is amended to
24 read:

25 9-231. Common council

26 A. The corporate powers of a town incorporated under section 9-101
27 shall be vested in a common council. The first common council shall be
28 appointed by the board of supervisors, on declaring the town incorporated,

1 and the members shall continue in office until their successors are
2 elected and qualified. [THROUGH 2031.] the successors shall be elected by
3 qualified electors residing in the town at an election held for that
4 purpose on the third Tuesday in May following, and on the third Tuesday in
5 May each two years thereafter, pursuant to section 16-204. [BEGINNING IN
6 2032, THE SUCCESSORS SHALL BE ELECTED BY QUALIFIED ELECTORS RESIDING IN
7 THE TOWN AT AN ELECTION HELD FOR THAT PURPOSE ON THE TUESDAY BEFORE THE
8 LAST MONDAY IN MAY FOLLOWING, AND ON THE TUESDAY BEFORE THE LAST MONDAY IN
9 MAY EACH TWO YEARS THEREAFTER, PURSUANT TO SECTION 16-204.]

10 B. The common council of every town shall consist of five members
11 if the population is fifteen hundred persons or less, or seven members if
12 the population exceeds fifteen hundred persons at the time of
13 incorporation. If thereafter the population of the town exceeds fifteen
14 hundred persons as determined by the latest official United States census,
15 the council may pass an ordinance increasing the membership to seven, with
16 the additional two members to be elected at the first election subsequent
17 to the passage of the ordinance.>>

18 <<Sec. 3. Section 9-821.01, Arizona Revised Statutes, is amended to
19 read:

20 9-821.01. Declaration of statewide concern: nonpartisan city
21 and town elections: districts: procedure

22 A. Arizona courts have recognized that the Constitution of Arizona
23 requires the legislature's involvement in issues relating to elections
24 conducted by charter cities, including initiative and referendum
25 elections, the method of elections other than by ballot, laws relating to
26 primary elections, voter registration laws to prevent abuse and fraud and
27 campaign finance laws. The legislature finds that the conduct of
28 elections described in this section is a matter of statewide concern.

29 B. Notwithstanding any other law, a city or town shall not hold any
30 election on candidates for which there is any indication on the ballot of
31 the source of the candidacy or of the support of the candidate.

32 C. Notwithstanding any other law, for any city or town that
33 provides for election of city or town council members by district, ward,
34 precinct or other geographical designation, only those voters who are
35 qualified electors of the district, ward, precinct or other geographic
36 designation are eligible to vote for that council member candidate in the
37 city or town's primary, general, runoff or other election.

38 D. Notwithstanding any other law or any charter provision, a city
39 or town may by ordinance provide that at the primary election any
40 candidate for the office of mayor or city council who receives a majority
41 of all votes cast at that election for that office shall be declared
42 elected to the office for which the person is a candidate, effective as of
43 the date of the [CANVASS OF THE] general election, and a further election
44 may not be held as to such candidate, except that if the person holding
45 the office of mayor or city council at the time of the primary election is
46 holding that office by appointment as prescribed by section 9-235, the
47 following apply:

1 1. A candidate for the remainder of that term in office who
2 receives a majority of all votes cast at the primary election both:

3 (a) Shall be declared elected after the canvass and certification
4 of the results of that primary election and on taking the oath of office.

5 (b) Shall be seated in accordance with subsection E of this
6 section.

7 2. A candidate for a new term in that office who receives a
8 majority of all votes cast at the primary election both:

9 (a) Shall be declared elected to the new term of office, effective
10 after the canvass and certification of the results of that primary
11 election and on taking the oath of office.

12 (b) May be seated to complete the remainder of [THE] existing term
13 in accordance with subsection E of this section.

14 E. If more than one candidate receives a majority of all votes cast
15 at the primary [ELECTION] for an office that is currently being served by
16 a person who is appointed as provided in subsection D of this section, the
17 order of seating the candidates shall be determined by the highest number
18 of votes.

19 F. For the purposes of [subsection] [SUBSECTIONS] D [AND E] of this
20 section, the majority of votes cast is determined by:

21 1. Calculating the total number of actual votes cast for all
22 candidates for an office whose names were lawfully on the ballot for that
23 office.

24 2. Dividing the sum reached pursuant to paragraph 1 of this
25 subsection by the number of seats to be filled for the office.

26 3. Dividing the number reached pursuant to paragraph 2 of this
27 subsection by two and rounding that number to the highest whole number.

28 G. If more candidates receive a majority of votes cast than there
29 are seats to be filled for the office pursuant to subsection D of this
30 section, from among those candidates who receive a majority of votes cast,
31 the candidates who receive the highest number of votes equal to the number
32 of seats to be filled for the office shall be declared elected to that
33 office.

34 H. If at the primary election no candidate receives the majority of
35 the votes cast or the number of seats to be filled for the office is more
36 than the number of candidates who receive a majority of votes cast, of the
37 candidates who did not receive a majority of votes cast, the number of
38 candidates who advance to the general or runoff election shall be equal in
39 number to twice the number of seats to be filled for the office and the
40 candidates who received the highest number of votes for the office shall
41 be the only candidates at the general or runoff election. If more than
42 one candidate received an equal number of votes and that number was the
43 highest number of votes for the office, then all candidates receiving the
44 equal number of votes shall be candidates at the general or runoff
45 election. The candidates equal in number to the seats to be filled for
46 the office who receive the highest number of votes at the general or
47 runoff election shall be declared elected to that office[. EFFECTIVE AS OF

1 THE DATE OF THE CANVASS OF THE GENERAL ELECTION]. If two or more
2 candidates receive an equal number of votes cast for the same office, and
3 a higher number than any other candidate, the candidate who shall be
4 declared elected shall be determined by lot in the presence of the
5 candidates. A write-in candidate may not advance to the general or runoff
6 election if the write-in candidate did not receive a number of votes
7 equivalent to at least the same number of signatures required by section
8 16-322 for nominating petitions for the same office.

9 I. In addition to subsection D of this section, any town with a
10 population of five thousand persons or less may by majority vote of the
11 qualified electors of the town voting on the question provide that at the
12 primary election those candidates receiving the highest number of votes
13 for the offices to be filled shall be declared elected to the office, and
14 a further election may not be held if at least three-fifths of the seats
15 are filled by persons receiving a majority of the votes cast as provided
16 in subsection D of this section.>>

17 <<Sec. 4. Section 15-503, Arizona Revised Statutes, is amended to
18 read:

19 15-503. Superintendents, principals, head teachers and school
20 psychologists; terms of employment; evaluation;
21 contract delivery and acceptance; nonretention
22 notice

23 A. ~~[The]~~ [A SCHOOL DISTRICT] governing board may:

24 1. Employ a superintendent or principal, or both. If the governing
25 board employs a superintendent, the governing board shall determine the
26 qualifications for the superintendent by action taken at a public meeting.
27 The governing board shall require a superintendent to have a valid
28 fingerprint clearance card that is issued pursuant to title 41, chapter
29 12, article 3.1.

30 2. Appoint a head teacher.

31 3. Jointly with another governing board employ a superintendent or
32 a principal, or both. If the governing board jointly employs a
33 superintendent, the governing boards shall jointly determine the
34 qualifications for the superintendent by action taken at a public meeting.
35 The governing boards shall require a superintendent to have a valid
36 fingerprint clearance card that is issued pursuant to title 41, chapter
37 12, article 3.1.

38 B. The term of employment of superintendents may be for any period
39 not exceeding three years, except that if the superintendent's contract
40 with the school district is for multiple years pursuant to this
41 subsection~~[.]~~ the school district shall not offer to extend or renegotiate
42 the contract ~~[until no]~~ earlier than fifteen months before the ~~[expiration~~
43 ~~of the]~~ contract [EXPIRES]. The term of employment of principals may be
44 for any period not exceeding three years, except that if the principal's
45 contract with the school district is for multiple years the school
46 district shall not offer to extend or negotiate the contract until May of
47 the year preceding the final year of the contract. The school district

1 governing board or the [CHARTER SCHOOL] governing body ~~[of the charter~~
2 ~~school]~~ shall communicate the superintendent's or principal's duties with
3 respect to the classroom site fund established by section 15-977.

4 C. The governing board shall establish systems for the evaluation
5 of the performance of principals and other school administrators and
6 certificated school psychologists in the school district. In ~~[the~~
7 ~~development]~~ [DEVELOPING] and ~~[adoption of]~~ [ADOPTING] these performance
8 evaluation systems, the governing board shall avail itself of the advice
9 of its administrators and certificated school psychologists. Each
10 evaluation shall include recommendations as to areas of improvement in the
11 performance of the certificated school psychologist if the performance of
12 the certificated school psychologist warrants improvement. After
13 transmittal of an assessment, a governing board designee shall confer with
14 the certificated school psychologist to make specific recommendations as
15 to areas of improvement in the certificated school psychologist's
16 performance. The governing board designee shall provide assistance and
17 opportunities for the certificated school psychologist to improve
18 performance and shall follow up with the certificated school psychologist
19 after a reasonable period of time for the purpose of ascertaining that the
20 certificated school psychologist is demonstrating adequate
21 performance. The evaluation process for certificated school psychologists
22 shall include appeal procedures for certificated school psychologists who
23 disagree with the evaluation of their performance, if the evaluation is
24 for use as criteria for establishing compensation or dismissal.

25 D. On or before May 15 each year, the governing board shall offer a
26 contract for the next school year to each certified administrator and
27 certificated school psychologist who is in the last year of the person's
28 contract unless, on or before April 15, the governing board, a member of
29 the board acting on behalf of the governing board or the superintendent of
30 the school district gives notice to the administrator or certificated
31 school psychologist of the governing board's intention not to offer a new
32 contract. If [, THROUGH 2031,] the governing board has called for an
33 override election for the third Tuesday in May [, OR BEGINNING IN 2032, THE
34 GOVERNING BOARD HAS CALLED FOR AN OVERRIDE ELECTION ON THE TUESDAY BEFORE
35 THE LAST MONDAY IN MAY] as provided in section 15-481, the governing board
36 shall offer a contract for the next school year to each certified
37 administrator or certificated school psychologist who is in the last year
38 of the person's contract on or before June 15 unless, ~~[no]~~ [NOT] later
39 than five days after the override election excluding Saturday, Sunday and
40 legal holidays, the governing board, a member of the governing board
41 acting on behalf of the governing board or the superintendent of the
42 school district gives notice to the administrator or the certificated
43 school psychologist of the governing board's intention not to offer a new
44 contract. The administrator's or the certificated school psychologist's
45 acceptance of the contract shall be indicated within thirty days after the
46 date of the written contract or the offer is revoked. The administrator
47 or certificated school psychologist accepts the contract by signing the

1 contract and returning it to the governing board or by making a written
2 instrument that accepts the terms of the contract and delivering the
3 written instrument to the governing board.

4 E. Notice of the governing board's intention not to reemploy the
5 administrator or certificated school psychologist shall be made by
6 delivering the notice personally to the administrator or the certificated
7 school psychologist or by sending the notice by certified mail, postmarked
8 on or before the applicable deadline prescribed in subsection D of this
9 section, and directed to the administrator or the certificated school
10 psychologist at the person's place of residence as recorded in the school
11 district records.

12 F. The governing board shall make available the evaluation and
13 performance classification of each principal in the school district to
14 school districts and charter schools that are inquiring about the
15 performance of the principal for hiring purposes.>>

16 Sec. 5. Section 16-201, Arizona Revised Statutes, is amended to
17 read:

18 16-201. Primary elections

19 A primary election shall be held on the second to last Tuesday in
20 July in any year in which a general election or special election is held
21 and at which candidates for public office are to be elected. BEGINNING IN
22 ~~[2028]~~ [2032] AND LATER, A PRIMARY ELECTION SHALL BE HELD ON THE TUESDAY
23 BEFORE THE LAST MONDAY IN MAY IN ANY YEAR IN WHICH A GENERAL ELECTION OR
24 SPECIAL ELECTION IS HELD AND AT WHICH CANDIDATES FOR PUBLIC OFFICE ARE TO
25 BE ELECTED.

26 Sec. 6. Section 16-204, Arizona Revised Statutes, is amended to
27 read:

28 16-204. Declaration of statewide concern; consolidated
29 election dates; definition

30 A. The legislature finds and determines that for the purposes of
31 increasing voter participation and for decreasing the costs to the
32 taxpayers it is a matter of statewide concern that all elections in this
33 state be conducted on a limited number of days and, therefore, the
34 legislature finds and declares that the holding of all elections on
35 certain specific consolidated days is a matter of statewide concern. This
36 section preempts all local laws, ordinances and charter provisions to the
37 contrary.

38 B. For elections held before 2014 and notwithstanding any other law
39 or any charter or ordinance of any county, city or town to the contrary,
40 an election held for or on behalf of a county, city or town, a school
41 district, a community college district or special districts organized
42 pursuant to title 48, chapters 5, 6, 8, 10, 13 through 16 and 33 may only
43 be held on the following dates:

44 1. Except for regular elections for candidates in a city or town
45 with a population of one hundred seventy-five thousand or more persons,
46 all elections, including recall elections and special elections to fill
47 vacancies, shall be held on:

1 (a) The second Tuesday in March.

2 (b) The third Tuesday in May.

3 (c) The tenth Tuesday before the first Tuesday after the first
4 Monday in November.

5 (d) The first Tuesday after the first Monday in November.

6 Notwithstanding any other law, an election must be held on this date for
7 the approval of an obligation or other authorization requiring or
8 authorizing the assessment of secondary property taxes by a county, city,
9 town, school district, community college district or special taxing
10 district, except as provided by title 48.

11 2. For regular elections that are only for candidates in a city or
12 town with a population of one hundred seventy-five thousand or more
13 persons and not including recall elections and special elections to fill
14 vacancies in those cities or towns, elections shall be held on:

15 (a) The tenth Tuesday before the first Tuesday after the first
16 Monday in November.

17 (b) The first Tuesday after the first Monday in November.

18 C. For elections held before 2014, for any city or town, including
19 a charter city, that holds its regularly scheduled candidate elections in
20 even-numbered years pursuant to subsection B, paragraph 2 of this section,
21 the term of office for a member of the city council or for the office of
22 mayor begins on or after the second Tuesday in January in the year
23 following the election.

24 D. Subsections B and C of this section do not apply to an election
25 regarding a county or city charter committee or county or city charter
26 proposal that is conducted pursuant to article XIII, section 2 or 3 or
27 article XII, section 5, Constitution of Arizona.

28 E. Beginning with elections held in 2014 and later and
29 notwithstanding any other law or any charter or ordinance to the contrary,
30 a candidate election held for or on behalf of any political subdivision of
31 this state other than a special election to fill a vacancy or a recall
32 election may only be held on the following dates and only in even-numbered
33 years:

34 1. ~~Beginning in~~ THROUGH [2026] [2030] ~~and later~~, the second to last
35 Tuesday in July. BEGINNING IN [2028] [2032] AND LATER, THE ELECTION SHALL
36 BE HELD ON THE TUESDAY BEFORE THE LAST MONDAY IN MAY. If the political
37 subdivision holds a primary or first election and a general or runoff
38 election is either required or optional for that political subdivision,
39 the first election shall be held on this date, without regard to whether
40 the political subdivision designates the election a primary election, a
41 first election, a preliminary election or any other descriptive term.

42 2. The first Tuesday after the first Monday in November. If the
43 political subdivision holds a general election or a runoff election, the
44 second election held shall be held on this date. If the political
45 subdivision holds only a single election and no preliminary or primary or
46 other election is ever held for the purpose of reducing the number of
47 candidates, or receiving a partisan nomination or designation or for any

1 other purpose for that political subdivision, the single election shall be
2 held on this date.

3 F. Beginning with elections held in 2014 and later that are not
4 candidate elections, an election held for or on behalf of any political
5 subdivision of this state, and including a special election to fill a
6 vacancy or a recall election, may only be held on the following dates:

7 1. The second Tuesday in March.

8 ~~2. The third Tuesday in May.~~

9 ~~3.~~ 2. Beginning in 2026 and ~~later~~ THROUGH [2027] [2031], the
10 second to last Tuesday in July. BEGINNING IN [2028] [2032] AND LATER, THE
11 ELECTION SHALL BE HELD ON THE TUESDAY BEFORE THE LAST MONDAY IN MAY.

12 ~~4.~~ 3. The first Tuesday after the first Monday in November.
13 Notwithstanding any other law, an election must be held on this date for
14 the approval of an obligation or other authorization requiring or
15 authorizing the assessment of secondary property taxes by a county, city,
16 town, school district, community college district or special taxing
17 district, except as provided by title 48. Notwithstanding any other law,
18 an election must be held on the date specified in this paragraph and only
19 in even-numbered years for the approval of or authorizing the assessment
20 of transaction privilege taxes by a county, city or town.

21 G. Notwithstanding any other law, for an election administered by a
22 county recorder or other officer in charge of elections on behalf of a
23 city, town or school district and that is an all mail ballot election for
24 that city, town or school district, the county recorder or other officer
25 in charge of elections may use a unified ballot format that combines all
26 of the issues applicable to the voters in the city, town or school
27 district requesting the all mail ballot election.

28 H. For the purposes of this section, "political subdivision" means
29 any governmental entity operating under the authority of this state and
30 governed by an elected body, including a city, town, county, school
31 district or community college district or any other district organized
32 under state law but not including a special taxing district.

33 Sec. 7. Section 16-206, Arizona Revised Statutes, is amended to
34 read:

35 16-206. Election day

36 A. THROUGH [2026] [2030], the biennial primary election day on the
37 second to last Tuesday in July in the year the general election is held
38 and the biennial general election day on the first Tuesday after the first
39 Monday in November of every even-numbered year are not legal
40 holidays. BEGINNING IN [2028] [2032] AND LATER, THE BIENNIAL PRIMARY
41 ELECTION DAY ON THE TUESDAY BEFORE THE LAST MONDAY IN MAY IN THE YEAR THE
42 GENERAL ELECTION IS HELD AND THE BIENNIAL GENERAL ELECTION DAY ON THE
43 TUESDAY AFTER THE FIRST MONDAY IN NOVEMBER OF EVERY EVEN-NUMBERED YEAR ARE
44 NOT LEGAL HOLIDAYS.

45 B. Every public officer or employee is entitled to absence from
46 service or employment for the purpose of voting pursuant to section 16-402
47 on the biennial primary and general election days.

1 <<Sec. 8. Section 16-301, Arizona Revised Statutes, is amended to
2 read:

3 16-301. Nomination of candidates for printing on official
4 ballot of general or special election

5 A. At a primary election, each political party entitled and
6 intending to make nominations for the ensuing general or special election,
7 if it desires to have the names of its candidates printed on the official
8 ballot at that general or special election, shall nominate its candidates
9 for all elective, senatorial, congressional, state, judicial, county and
10 precinct offices to be filled at [~~such~~] [~~THE~~] election except as provided
11 in section 16-344.

12 B. [~~THROUGH 2030.~~] not later than sixty days [~~AND BEGINNING IN~~
13 ~~2032, NOT LATER THAN SEVENTY-FIVE DAYS~~] before the date of the general
14 election, a candidate for governor shall submit to the secretary of state
15 the name of the person who will be the joint candidate for lieutenant
16 governor with that gubernatorial candidate and whose name will appear on
17 the general election ballot jointly with the candidate for governor.>>

18 Sec. 9. Section 16-311, Arizona Revised Statutes, is amended to
19 read:

20 16-311. Nomination papers; statement of interest; filing;
21 definitions

22 A. Any person desiring to become a candidate at a primary election
23 for a political party and to have the person's name printed on the
24 official ballot shall be a qualified elector of the party and, ~~THROUGH~~
25 ~~[2026]~~ [~~2030~~], not less than one hundred twenty nor more than one hundred
26 fifty days before the primary election ~~AND BEGINNING IN [2028]~~ [~~2032~~], ~~NOT~~
27 ~~LESS THAN ONE HUNDRED SEVENTEEN NOR MORE THAN ONE HUNDRED FORTY DAYS~~
28 ~~BEFORE THE PRIMARY ELECTION~~, shall sign and cause to be filed a nomination
29 paper giving the person's actual residence address or, if the person does
30 not have an actual residence address, a description of place of residence
31 and post office address, or, if the person's actual residence address is
32 protected pursuant to section 16-153, a post office box or private mailbox
33 address in the candidate's district or precinct, as applicable for a
34 district or precinct office, naming the party of which the person desires
35 to become a candidate, stating the office and district or precinct, if
36 any, for which the person offers the person's candidacy, stating the exact
37 manner in which the person desires to have the person's name printed on
38 the official ballot pursuant to subsection G of this section, and giving
39 the date of the primary election and, if nominated, the date of the
40 general election at which the person desires to become a
41 candidate. Except for a candidate for United States senator or
42 representative in Congress, a candidate for public office shall be a
43 qualified elector at the time of filing and shall reside in the county,
44 district or precinct that the person proposes to represent. A candidate
45 for partisan public office shall be continuously registered with the
46 political party of which the person desires to be a candidate beginning ~~on~~
47 ~~NOT~~ later than the date of the first petition signature on the candidate's

1 petition through the date of the general election at which the person is a
2 candidate.

3 B. Any person desiring to become a candidate at any nonpartisan
4 election and to have the person's name printed on the official ballot
5 shall be at the time of filing a qualified elector of the county, city,
6 town or district and, ~~THROUGH [2027]~~ ~~[2031]~~, not less than one hundred
7 twenty nor more than one hundred fifty days before the election ~~AND~~
8 ~~BEGINNING IN [2028]~~ ~~[2032]~~, ~~NOT LESS THAN ONE HUNDRED SEVENTEEN NOR MORE~~
9 ~~THAN ONE HUNDRED FORTY DAYS BEFORE THE ELECTION~~, shall sign and cause to
10 be filed a nomination paper giving the person's actual residence address
11 or, if the person does not have an actual residence address, a description
12 of place of residence and post office address, or, if the person's actual
13 residence address is protected pursuant to section 16-153, a post office
14 box or private mailbox address in the candidate's county, city, town or
15 district and ward or precinct, as applicable for a county, city, town or
16 district and ward or precinct office, stating the office and county, city,
17 town or district and ward or precinct, if any, for which the person offers
18 the person's candidacy, stating the exact manner in which the person
19 desires to have the person's name printed on the official ballot pursuant
20 to subsection G of this section and giving the date of the election. A
21 candidate for office shall reside at the time of filing in the county,
22 city, town, district, ward or precinct that the person proposes to
23 represent.

24 C. Notwithstanding subsection B of this section, any city or town
25 may adopt by ordinance for its elections the time frame provided in
26 subsection A of this section for filing nomination petitions. The
27 ordinance shall be adopted not less than one hundred fifty days before the
28 first election to which it applies.

29 D. All persons desiring to become a candidate shall file with the
30 nomination paper provided for in subsection A of this section a
31 declaration, which shall be printed in a form prescribed by the secretary
32 of state. The declaration shall include facts sufficient to show that,
33 other than the residency requirement provided in subsection A of this
34 section and the satisfaction of any monetary penalties, fines or judgments
35 as prescribed in subsection J of this section, the candidate will be
36 qualified at the time of election to hold the office the person seeks, and
37 that for any monetary penalties, fines or judgments as prescribed in
38 subsection J of this section, the candidate has made complete payment
39 before the time of filing.

40 E. The nomination paper of a candidate for the office of United
41 States senator or representative in Congress, for the office of
42 presidential elector or for a state office, including a member of the
43 legislature, or for any other office for which the electors of the entire
44 state or a subdivision of the state greater than a county are entitled to
45 vote, shall be filed with the secretary of state ~~no~~ ~~NOT~~ later than
46 5:00 p.m. on the last date for filing.

1 F. The nomination paper of a candidate for superior court judge or
2 for a county, district and precinct office for which the electors of a
3 county or a subdivision of a county other than an incorporated city or
4 town are entitled to vote shall be filed with the county elections officer
5 ~~no~~ NOT later than 5:00 p.m. on the last date for filing as prescribed by
6 subsection A of this section. The nomination paper of a candidate for a
7 city or town office shall be filed with the city or town clerk ~~no~~ NOT
8 later than 5:00 p.m. on the last date for filing. The nomination paper of
9 a candidate for school district office shall be filed with the county
10 school superintendent ~~no~~ NOT later than 5:00 p.m. on the last date for
11 filing.

12 G. The nomination paper shall include the exact manner in which the
13 candidate desires to have the person's name printed on the official ballot
14 and shall be limited to the candidate's surname and given name or names,
15 an abbreviated version of such names or appropriate initials such as "Bob"
16 for "Robert", "Jim" for "James", "Wm." for "William" or "S." for "Samuel".
17 Nicknames are permissible, but nicknames, abbreviated versions or initials
18 of given names may not suggest reference to professional, fraternal,
19 religious or military titles and may not include a slogan, a promotional
20 word or phrase or any word that does not actually constitute a
21 nickname. No other descriptive name or names shall be printed on the
22 official ballot, except as provided in this section. Candidates'
23 abbreviated names or nicknames may be printed within quotation marks. The
24 candidate's surname shall be printed first, followed by the given name or
25 names.

26 H. Not later than the date of the first petition signature on a
27 nomination petition, a person who may be a candidate for office pursuant
28 to this section shall file a statement of interest with the appropriate
29 filing officer for that office. The statement of interest shall contain
30 the name of the person, the political party, if any, and the name of the
31 office that may be sought. Any nomination petition signatures collected
32 before the date the statement of interest is filed are invalid and subject
33 to challenge. This subsection does not apply to:

34 1. Candidates for elected office for special taxing districts that
35 are established pursuant to title 48.

36 2. Candidates for precinct committeeman.

37 3. Candidates for president or vice president of the United States.

38 I. A person who does not file a timely nomination paper that
39 complies with this section is not eligible to have the person's name
40 printed on the official ballot for that office. The filing officer shall
41 not accept the nomination paper of a candidate for state or local office
42 unless the person provides or has provided all of the following:

43 1. The financial disclosure statement as prescribed for candidates
44 for that office.

45 2. The declaration of qualification and eligibility as prescribed
46 in subsection D of this section.

1 J. Except in cases where the liability is being appealed, the
2 filing officer shall not accept the nomination paper of a candidate for
3 state or local office if the person is liable for an aggregation of \$1,000
4 or more in fines, penalties, late fees or administrative or civil
5 judgments, including any interest or costs, in any combination, that have
6 not been fully satisfied at the time of the attempted filing of the
7 nomination paper and the liability arose from failure to comply with or
8 enforcement of chapter 6 of this title.

9 K. For the purposes of this title:

10 1. "Election district" means this state, any county, city, town,
11 precinct or other political subdivision or a special district that is not
12 a political subdivision, that is authorized by statute to conduct an
13 election and that is authorized or required to conduct its election in
14 accordance with this title.

15 2. "Nomination paper" means the form filed with the appropriate
16 office by a person wishing to declare the person's intent to become a
17 candidate for a particular political office.

18 <<Sec. 10. Section 16-312, Arizona Revised Statutes, is amended to
19 read:

20 16-312. Filing of nomination papers for write-in candidates

21 A. Any person desiring to become a write-in candidate for an
22 elective office in any election shall be at the time of filing a qualified
23 elector of the county or district the person proposes to represent and
24 shall have been a resident of that county or district for one hundred
25 twenty days before the date of the election, except that for a city or
26 town office, section 9-232 applies with respect to residency for the
27 candidate. The person shall file a nomination paper, signed by the
28 candidate, giving the person's actual residence address or, if the person
29 does not have an actual residence address, a description of place of
30 residence and post office address, or, if the person's actual residence
31 address is protected pursuant to section 16-153, a post office box or
32 private mailbox address in the candidate's district, precinct or
33 municipality, as applicable for the district, precinct or municipal office
34 that the person proposes to represent, and the person's age, length of
35 residence in the state and date of birth.

36 B. A write-in candidate shall file the nomination paper not earlier
37 than one hundred ~~[fifty]~~ [FORTY] days before the election and not later
38 than 5:00 p.m. on the sixtieth day before the election, except that:

39 1. A candidate running as a write-in candidate as provided in
40 section 16-343, subsection D shall file the nomination paper not later
41 than 5:00 p.m. on the fifth day before the election.

42 2. A candidate running as a write-in candidate for an election that
43 may be canceled pursuant to section 16-410 shall file the nomination paper
44 not later than 5:00 p.m. on the one hundred sixth day before the election.

1 C. The write-in filing procedure shall be in the same manner as
2 prescribed in section 16-311. Any person who does not file a timely
3 nomination paper shall not be counted in the tally of ballots. The filing
4 officer shall not accept the nomination paper of a candidate for state or
5 local office unless the candidate provides or has provided the financial
6 disclosure statement as prescribed for candidates for that office.

7 D. Except in cases where the liability is being appealed, the
8 filing officer shall not accept the nomination paper of a write-in
9 candidate for state or local office if the person is liable for an
10 aggregation of \$1,000 or more in fines, penalties, late fees or
11 administrative or civil judgments, including any interest or costs, in any
12 combination, that have not been fully satisfied at the time of the
13 attempted filing of the nomination paper and the liability arose from
14 failure to comply with or enforcement of chapter 6 of this title.

15 E. The secretary of state shall notify the various boards of
16 supervisors as to write-in candidates filing with the secretary of state's
17 office. The county school superintendent shall notify the appropriate
18 board of supervisors as to write-in candidates filing with the
19 superintendent's office. The board of supervisors shall notify the
20 appropriate election board inspector of all candidates who have properly
21 filed such statements. In the case of a city or town election, the city
22 or town clerk shall notify the appropriate election board inspector of
23 candidates properly filed. No other write-ins shall be counted. The
24 election board inspector shall post the notice of official write-in
25 candidates in a conspicuous location within the polling place.

26 F. Except as provided in section 16-343, subsection E, a candidate
27 may not file pursuant to this section if any of the following applies:

28 1. For a candidate in the general election, the candidate ran in
29 the immediately preceding primary election and failed to be nominated to
30 the office sought in the current election.

31 2. For a candidate in the general election, the candidate filed a
32 nomination petition for the immediately preceding primary election for the
33 office sought and failed to provide a sufficient number of valid petition
34 signatures as prescribed by section 16-322.

35 3. For a candidate in the primary election, the candidate filed a
36 nomination petition for the current primary election for the office sought
37 and failed to provide a sufficient number of valid petition signatures as
38 prescribed by section 16-322, withdrew from the primary election after a
39 challenge was filed or was removed from or otherwise determined by court
40 order to be ineligible for the primary election ballot.

41 4. For a candidate in the general election, the candidate filed a
42 nomination petition for nomination other than by primary election for the
43 office sought and failed to provide a sufficient number of valid petition
44 signatures as prescribed by section 16-341.

45 G. A person who files a nomination paper pursuant to this section
46 for the office of president of the United States shall designate in
47 writing to the secretary of state at the time of filing the name of the

1 candidate's vice presidential running mate, the names of presidential
2 electors who will represent that candidate and a statement signed by the
3 vice presidential running mate and designated presidential electors that
4 indicates their consent to be designated. A nomination paper for each
5 presidential elector designated shall be filed with the candidate's
6 nomination paper. The number of presidential electors shall equal the
7 number of United States senators and representatives in Congress from this
8 state.>>

9 Sec. 11. Section 16-314, Arizona Revised Statutes, is amended to
10 read:

11 16-314. Filing and form of nomination petitions; definition

12 A. Any person ~~desiring~~ WHO DESIRES to become a candidate at any
13 election and to have the person's name printed on the official ballot
14 shall file, THROUGH ~~[2026]~~ [2030], not less than one hundred twenty nor
15 more than one hundred fifty days before the primary election AND BEGINNING
16 IN ~~[2028]~~ [2032], NOT LESS THAN ONE HUNDRED SEVENTEEN NOR MORE THAN ONE
17 HUNDRED FORTY DAYS BEFORE THE PRIMARY ELECTION, and with the same officer
18 as provided by section 16-311, a nomination petition in addition to the
19 nomination paper required.

20 ~~C.~~ B. Nomination petitions shall be captioned "partisan nomination
21 petition" or "nonpartisan nomination petition", followed by the language
22 of the petition in substantially the following form, except that if the
23 candidate does not have an actual residence address, the candidate may use
24 a description of place of residence and post office address, or, if the
25 candidate's actual residence address is protected pursuant to section
26 16-153, a post office box or private mailbox address in the candidate's
27 political division or district from which the nomination is sought is
28 sufficient:

29 Partisan Nomination Petition

30 I, the undersigned, a qualified elector of the county of
31 _____, state of Arizona, and of (here name political
32 division or district from which the nomination is sought) and
33 a member of the _____ party or a person who is
34 registered as no party preference or independent as the party
35 preference or who is registered with a political party that is
36 not qualified for representation on the ballot, hereby
37 nominate _____ who resides at _____ in the
38 county of _____ for the party nomination for the office
39 of _____ to be voted at the primary election to be
40 held _____ as representing the principles of such
41 party, and I hereby declare that I am qualified to vote for
42 this office and that I have not signed, and will not sign, any
43 nomination petition for more persons than the number of
44 candidates necessary to fill such office at the next ensuing
45 election. I further declare that if I choose to use a post
46 office box address on this petition, my residence address has

1 not changed since I last reported it to the county recorder
2 for purposes of updating my voter registration file.

3 Nonpartisan Nomination Petition

4 I, the undersigned, a qualified elector of the county of
5 _____, state of Arizona, and of (here name political
6 division or district from which the nomination is sought)
7 hereby nominate _____ who resides at _____
8 in the county of _____ for the office of
9 _____ to be voted at the _____ election to
10 be held _____, and hereby declare that I am
11 qualified to vote for this office and that I have not signed
12 and will not sign any nomination petitions for more persons
13 than the number of candidates necessary to fill such office at
14 the next ensuing election. I further declare that if I choose
15 to use a post office box address on this petition, my
16 residence address has not changed since I last reported it to
17 the county recorder for purposes of updating my voter
18 registration file.

19 ~~B.~~ C. The nomination petition of a person seeking to fill an
20 unexpired vacant term for any public office shall designate the expiration
21 date of the term following the name of the office being sought.

22 ~~B.~~ D. For the purposes of this title, "nomination petition means
23 the form or forms used for obtaining the required number of signatures of
24 qualified electors, which is circulated by or on behalf of the person
25 wishing to become a candidate for a political office.

26 Sec. 12. Section 16-322, Arizona Revised Statutes, is amended to
27 read:

28 16-322. Number of signatures required on nomination petitions

29 A. Nomination petitions shall be signed by a number of qualified
30 signers equal to:

31 1. If for a candidate for the office of United States senator or
32 for a state office, excepting members of the legislature and superior
33 court judges, at least one-fourth of one percent but not more than ten
34 percent of the total number of qualified signers in ~~the~~ THIS state.

35 2. If for a candidate for the office of representative in Congress,
36 at least one-half of one percent but not more than ten percent of the
37 total number of qualified signers in the district from which the
38 representative shall be elected except that if for a candidate for a
39 special election to fill a vacancy in the office of representative in
40 Congress, at least one-fourth of one percent but not more than ten percent
41 of the total number of qualified signers in the district from which the
42 representative shall be elected.

43 3. If for a candidate for the office of member of the legislature,
44 at least one-half of one percent but not more than three percent of the
45 total number of qualified signers in the district from which the member of
46 the legislature may be elected.

1 4. If for a candidate for a county office or superior court judge,
2 at least one percent but not more than ten percent of the total number of
3 qualified signers in the county or district, except that if for a
4 candidate from a county with a population of two hundred thousand persons
5 or more, at least one-fourth of one percent but not more than ten percent
6 of the total number of qualified signers in the county or district.

7 5. If for a candidate for a community college district, at least
8 one-quarter of one percent but not more than ten percent of the total
9 voter registration in the precinct as established pursuant to section
10 15-1441. Notwithstanding the total voter registration in the community
11 college district, the maximum number of signatures required by this
12 paragraph is one thousand.

13 6. If for a candidate for county precinct committeeman, at least
14 two percent but not more than ten percent of the party voter registration
15 in the precinct or ten signatures, whichever is less.

16 7. If for a candidate for justice of the peace or constable in a
17 county with a population of one million persons or more, at least one
18 percent but not more than ten percent of the number of qualified signers
19 in the precinct.

20 8. If for a candidate for justice of the peace or constable in a
21 county with a population of less than one million persons, at least one
22 percent but not more than ten percent of the number of qualified signers
23 in the precinct or three hundred signatures, whichever is less.

24 9. If for a candidate for mayor or other office nominated by a city
25 at large, at least five percent and not more than ten percent of the
26 designated party vote in the city, except that a city that chooses to hold
27 nonpartisan elections may provide by ordinance that the minimum number of
28 signatures required for the candidate be one thousand signatures or five
29 percent of the vote in the city, whichever is less, but not more than ten
30 percent of the vote in the city.

31 10. If for an office nominated by ward, precinct or other district
32 of a city, at least five percent and not more than ten percent of the
33 designated party vote in the ward, precinct or other district, except that
34 a city that chooses to hold nonpartisan elections may provide by ordinance
35 that the minimum number of signatures required for the candidate be two
36 hundred fifty signatures or five percent of the vote in the district,
37 whichever is less, but not more than ten percent of the vote in the
38 district.

39 11. If for a candidate for an office nominated by a town at large,
40 by a number of qualified electors who are qualified to vote for the
41 candidate whose nomination petition they are signing equal to at least
42 five percent and not more than ten percent of the vote in the town, except
43 that a town that chooses to hold nonpartisan elections may provide by
44 ordinance that the minimum number of signatures required for the candidate
45 be one thousand signatures or five percent of the vote in the town,
46 whichever is less, but not more than ten percent of the vote in the town.

1 12. If for a candidate for a governing board of a school district
2 or a career technical education district, at least one-half of one percent
3 of the total voter registration in the school district or career technical
4 education district if the board members are elected at large or one
5 percent of the total voter registration in the single member district if
6 governing board members are elected from single member districts or
7 one-half of one percent of the total voter registration in the single
8 member district if career technical education district board members are
9 elected from single member districts. Notwithstanding the total voter
10 registration in the school district, career technical education district
11 or single member district of the school district or career technical
12 education district, the maximum number of signatures required by this
13 paragraph is four hundred.

14 13. If for a candidate for a governing body of a special district
15 as described in title 48, at least one-half of one percent of the vote in
16 the special district but not more than two hundred fifty and not fewer
17 than five signatures.

18 B. ~~THROUGH [2027]~~ [2031], the basis of percentage in each instance
19 referred to in subsection A of this section, except in cities, towns and
20 school districts, shall be the number of qualified signers as determined
21 from the voter registration totals as reported pursuant to section 16-168,
22 subsection H on January 2 of the year in which the general election is
23 held ~~AND BEGINNING IN [2028]~~ [2032], ~~FROM THE VOTER REGISTRATION TOTALS AS~~
24 ~~REPORTED PURSUANT TO SECTION 16-168, SUBSECTION H ON OCTOBER 1 OF THE YEAR~~
25 ~~BEFORE THE YEAR IN WHICH THE GENERAL ELECTION IS HELD.~~ In cities, the
26 basis of percentage shall be the vote of the party for mayor at the last
27 preceding election at which a mayor was elected. In towns, the basis of
28 percentage shall be the highest vote cast for an elected official of the
29 town at the last preceding election at which an official of the town was
30 elected. In school districts or career technical education districts, the
31 basis of percentage shall be the total number of active registered voters
32 in the school district or career technical education district or single
33 member district, whichever applies. The total number of active registered
34 voters for school districts or career technical education districts shall
35 be calculated using the periodic reports prepared by the county recorder
36 pursuant to section 16-168, subsection H. ~~THROUGH [2026]~~ [2030], the
37 count that is reported on January 2 of the year in which the general
38 election is held ~~AND BEGINNING IN [2028]~~ [2032], ~~THE COUNT THAT IS~~
39 ~~REPORTED ON OCTOBER 1 OF THE YEAR BEFORE THE YEAR IN WHICH THE GENERAL~~
40 ~~ELECTION IS HELD~~ shall be the basis for the calculation of total voter
41 registration for school districts or career technical education districts.

42 C. In primary elections the signature requirement for party
43 nominees, other than nominees of the parties entitled to continued
44 representation pursuant to section 16-804, is at least one-tenth of one
45 percent of the total vote for the winning candidate or candidates for
46 governor or presidential electors at the last general election within the
47 district. Signatures must be obtained from qualified electors who are

1 qualified to vote for the candidate whose nomination petition they are
2 signing.

3 D. If new boundaries for congressional districts or legislative
4 districts are established and effective subsequent to January 2 of the
5 year of a general election and before the first date for filing of
6 nomination petitions, the basis for determining the required number of
7 nomination petition signatures is the number of qualified signers in the
8 elective office or district that was effective on ~~January 2~~ OCTOBER 1 of
9 THE YEAR BEFORE the year of a general election. If new boundaries for
10 supervisorial districts, justice precincts or election precincts are
11 adopted after January 2 of the year of a general election and before the
12 last date for filing of nomination petitions for the elective office,
13 district or precinct, the basis for determining the required number of
14 nomination petition signatures is the number of qualified signers in the
15 elective office, district or precinct on the effective date of the new
16 district or precinct.

17 Sec. 13. Section 16-341, Arizona Revised Statutes, is amended to
18 read:

19 16-341. Nomination petition; method and time of filing; form;
20 qualifications and number of petitioners required;
21 statement of interest

22 A. Any qualified elector who is not a registered member of a
23 political party that is recognized pursuant to this title may be nominated
24 as a candidate for public office otherwise than by primary election or by
25 party committee pursuant to this section.

26 B. This article shall not be used to place on the general election
27 ballot the name of a political party that fails to meet the qualifications
28 specified in section 16-802 or 16-804, or the name of any candidate
29 representing such party or the name of a candidate who has filed a
30 nomination petition in the immediately preceding primary election and has
31 failed to qualify as the result of an insufficient number of valid
32 signatures.

33 C. A nomination petition stating the name of the office to be
34 filled, the name and residence of the candidate, or, if the candidate does
35 not have an actual residence address, a description of place of residence
36 and post office address, or, if the person's actual residence address is
37 protected pursuant to section 16-153, a post office box or private mailbox
38 address in the candidate's district, precinct or municipality, as
39 applicable for a district, precinct or municipal office, and other
40 information required by this section shall be filed with the same officer
41 with whom primary nomination papers and petitions are required to be filed
42 as prescribed in section 16-311. Except for candidates for the office of
43 presidential elector filed pursuant to this section, THROUGH [2026][2030],
44 the petition shall be filed not less than one hundred twenty days nor more
45 than one hundred fifty days before the primary election AND BEGINNING IN
46 [2028] [2032], NOT LESS THAN ONE HUNDRED SEVENTEEN NOR MORE THAN ONE
47 HUNDRED FORTY DAYS BEFORE THE PRIMARY ELECTION. The petition shall be

1 signed only by voters who have not signed the nomination petitions of a
2 candidate for the office to be voted for at that primary election.

3 D. The nomination petition shall be in substantially the following
4 form, except that if the candidate does not have an actual residence
5 address, the candidate may use a description of place of residence and
6 post office address, or, if the candidate's actual residence address is
7 protected pursuant to section 16-153, a post office box or private mailbox
8 address in the candidate's district, precinct or municipality, as
9 applicable for a district, precinct or municipal office, is sufficient:

10 The undersigned, qualified electors of _____
11 county, state of Arizona, do hereby nominate _____, who
12 resides at _____ in the county of _____, as a
13 candidate for the office of _____ at the general (or
14 special, as the case may be) election to be held on the
15 _____ day of _____, ____.

16 I hereby declare that I have not signed the nomination
17 petitions of any candidate for the office to be voted for at
18 this primary election, and I do hereby select the following
19 designation under which name the said candidate shall be
20 placed on the official ballot (here insert such designation
21 not exceeding three words in length as the signers may
22 select).

23 E. The nomination petition shall conform as nearly as possible to
24 the provisions relating to nomination petitions of candidates to be voted
25 for at primary elections and shall be signed by at least the number of
26 persons who are registered to vote determined by calculating three percent
27 of the persons who are registered to vote of the state, county,
28 subdivision or district for which the candidate is nominated who are not
29 members of a political party that is qualified to be represented by an
30 official party ballot at the next ensuing primary election and accorded
31 representation on the general election ballot.

32 F. The percentage of persons who are registered to vote necessary
33 to sign the nomination petition shall be determined by the total number of
34 registered voters from other than political parties that are qualified to
35 be represented by an official party ballot at the next ensuing primary
36 election and accorded representation on the general election ballot in the
37 state, county, subdivision or district on ~~January 2~~ OCTOBER 1 of the year
38 BEFORE THE YEAR in which the general election is held. Notwithstanding
39 the method prescribed by subsection E of this section and this subsection
40 for calculating the minimum number of signatures necessary, any person who
41 is registered to vote in the state, county, subdivision or district for
42 which the candidate is nominated is eligible to sign the nomination
43 petition without regard to the signer's party affiliation.

44 G. A nomination petition for any candidate may be circulated by a
45 person who is not a resident of this state but who is otherwise eligible
46 to register to vote in this state if that person registers as a circulator
47 with the secretary of state before circulating petitions. The nomination

1 petition for the office of presidential elector shall include a group of
2 names of candidates equal to the number of United States senators and
3 representatives in Congress from this state instead of separate nomination
4 petitions for each candidate for the office of presidential elector. A
5 valid signature on a petition containing a group of presidential electors
6 candidates is counted as a signature for the nomination of each of the
7 candidates. The presidential candidate whom the candidates for
8 presidential elector will represent shall designate in writing to the
9 secretary of state the names of the candidates who will represent the
10 presidential candidate before any signatures for the candidate can be
11 accepted for filing. A nomination petition for the office of presidential
12 elector shall be filed not less than eighty nor more than one hundred days
13 before the general election. The petition shall be signed only by
14 qualified electors who have not signed the nomination petitions of a
15 candidate for the office of presidential elector to be voted for at that
16 election.

17 H. The secretary of state shall require in the instructions and
18 procedures manual issued pursuant to section 16-452 that persons who
19 circulate nomination petitions pursuant to this section and who are not
20 residents of this state but who are otherwise eligible to register to vote
21 in this state shall register as circulators with the office of the
22 secretary of state before circulating petitions. The secretary of state
23 shall provide for a method of receiving service of process for those
24 petition circulators who are registered.

25 I. Not later than the date of the first petition signature on a
26 nomination petition, a person who may be a candidate for office pursuant
27 to this section shall file a statement of interest with the appropriate
28 filing officer for that office. The statement of interest shall contain
29 the name of the person, the political party, if any, and the name of the
30 office that may be sought. Any nomination petition signatures collected
31 before the date the statement of interest is filed are invalid and subject
32 to challenge. This subsection does not apply to:

33 1. Candidates for elected office for special taxing districts that
34 are established pursuant to title 48.

35 2. Candidates for precinct committeeman.

36 3. Candidates for president or vice president of the United States.

37 J. A person who files a nomination paper pursuant to this section
38 for the office of president of the United States shall designate in
39 writing to the secretary of state at the time of filing the name of the
40 candidate's vice presidential running mate, the names of the presidential
41 electors who will represent that candidate and a statement that is signed
42 by the vice presidential running mate and the designated presidential
43 electors and that indicates their consent to be designated. A nomination
44 paper for each presidential elector designated shall be filed with the
45 candidate's nomination paper. The number of presidential electors shall
46 equal the number of United States senators and representatives in Congress
47 from this state.

1 K. A candidate who does not file a timely nomination petition that
2 complies with this section is not eligible to have the candidate's name
3 printed on the official ballot for that office. The filing officer shall
4 not accept the nomination paper of a candidate for state or local office
5 unless the candidate provides or has provided all of the following:

6 1. The financial disclosure statement as prescribed for candidates
7 for that office.

8 2. The declaration of qualification and eligibility as prescribed
9 in section 16-311.

10 L. Not later than sixty days before the date of the general
11 election, a candidate for governor who files a nomination petition
12 pursuant to this section shall submit to the secretary of state the name
13 of the person who will be the joint candidate for lieutenant governor with
14 that gubernatorial candidate and whose name will appear on the general
15 election ballot jointly with the candidate for governor.

16 M. Except in cases where the liability is being appealed, the
17 filing officer shall not accept the nomination paper of a candidate for
18 state or local office if the person is liable for an aggregation of \$1,000
19 or more in fines, penalties, late fees or administrative or civil
20 judgments, including any interest or costs, in any combination, that have
21 not been fully satisfied at the time of the attempted filing of the
22 nomination paper and the liability arose from failure to comply with or
23 enforcement of chapter 6 of this title.

24 N. The secretary of state may authorize for statewide and
25 legislative offices the creation, use and submission of petitions
26 prescribed by this section in electronic form if those petitions provide
27 for an appropriate method to verify signatures of petition circulators and
28 signers. The secretary of state may require use of a unique marking
29 system for petition pages, including a bar code, a quick response code or
30 another similar marking system.

31 <<Sec. 14. Section 16-411, Arizona Revised Statutes, is amended to
32 read:

33 16-411. Designation of election precincts and polling places:
34 voting centers; electioneering; wait times

35 A. [BEGINNING IN 2031.] the board of supervisors of each county, on
36 or before [October] [JULY] 1 of each year preceding the year of a general
37 election, by an order, shall establish a convenient number of election
38 precincts in the county and define the boundaries of the precincts as
39 follows:

40 1. The election precinct boundaries shall be established so as to
41 be included within election districts prescribed by law for elected
42 officers of the state and its political subdivisions, including community
43 college district precincts, except those elected officers provided for in
44 titles 30 and 48.

45 2. If after October 1 of the year preceding the year of a general
46 election the board of supervisors must further adjust precinct boundaries
47 due to the redistricting of election districts as prescribed by law and to

1 comply with this subsection, the board of supervisors shall adjust these
2 precinct boundaries as soon as is practicable.

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

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

11 2. Adjacent precincts may be combined if boundaries so established
12 are included in election districts prescribed by law for state elected
13 officials and political subdivisions including community college districts
14 but not including elected officials prescribed by titles 30 and 48. The
15 officer in charge of elections may also split a precinct for
16 administrative purposes. The polling places shall be listed in separate
17 sections of the order or resolution.

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

28 4. On a specific resolution of the board, the board may authorize
29 the use of voting centers in place of or in addition to specifically
30 designated polling places. A voting center shall allow any voter in that
31 county to receive the appropriate ballot for that voter on election day
32 after presenting identification as prescribed in section 16-579 and to
33 lawfully cast the ballot. Voting centers may be established in
34 coordination and consultation with the county recorder, at other county
35 offices or at other locations in the county deemed appropriate.

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

40 (a) The board shall specify in the resolution the location and the
41 hours of operation of the emergency voting centers.

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

1 voter registration information as provided for in the secretary of state's
2 instructions and procedures manual adopted pursuant to section 16-452.

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

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

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

26 2. Notice of the change in polling places includes notice of the
27 new voting location, notice of the hours for voting on election day and
28 notice of the telephone number to call for voter assistance.

29 3. All affected voters receive information on early voting that
30 includes the application used to request an early voting ballot.

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

35 E. Except as provided in subsection F of this section, a public
36 school shall provide sufficient space for use as a polling place for any
37 city, county or state election when requested by the officer in charge of
38 elections.

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

44 1. Space is not available at the school.

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

46 G. Beginning in 2026, the department of administration shall
47 coordinate with state agencies and counties to provide available and

1 appropriate state-owned facilities for use as a voting location for any
2 city, county or state election when requested by the officer in charge of
3 elections.

4 H. The board shall make available to the public as a public record
5 a list of the polling places for all precincts in which the election is to
6 be held.

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

30 J. For the purposes of this section, a county recorder or other
31 officer in charge of elections shall designate a polling place as an
32 emergency polling place and thus prohibit persons from electioneering and
33 engaging in other political activity outside of the seventy-five foot
34 limit prescribed by section 16-515 but inside the property of the facility
35 that is hosting the polling place if any of the following occurs:

36 1. An act of God renders a previously set polling place as
37 unusable.

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

42 K. The secretary of state shall provide through the instructions
43 and procedures manual adopted pursuant to section 16-452 the maximum
44 allowable wait time for any election that is subject to section 16-204 and
45 provide for a method to reduce voter wait time at the polls in the primary
46 and general elections. The method shall consider at least all of the
47 following for primary and general elections in each precinct:

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

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

5 3. The number of registered voters and the number of registered
6 voters who cast an early ballot for the current primary or general
7 election.

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

11 5. The number of election board members and clerks and the number
12 of rosters that will reduce voter wait time at the polls.>>

13 <<Sec. 15. Section 16-544, Arizona Revised Statutes, is amended to
14 read:

15 16-544. Active early voting list; civil penalty; violation;
16 classification; definition

17 A. Any voter may request to be included on a list of voters to
18 receive an early ballot by mail for any election for which the county
19 voter registration roll is used to prepare the election register. The
20 county recorder of each county shall maintain the active early voting list
21 as part of the voter registration roll.

22 B. In order to be included on the active early voting list, the
23 voter shall make a written request specifically requesting that the
24 voter's name be added to the active early voting list for all elections in
25 which the applicant is eligible to vote. An early voter request form
26 shall conform to requirements prescribed in the instructions and
27 procedures manual issued pursuant to section 16-452. The application
28 shall allow for the voter to provide the voter's name, residence address,
29 mailing address in the voter's county of residence, date of birth and
30 signature and shall state that the voter is attesting that the voter is a
31 registered voter who is eligible to vote in the county of residence. The
32 voter shall not list a mailing address that is outside of this state for
33 the purpose of the active early voting list unless the voter is an absent
34 uniformed services voter or overseas voter as defined in the uniformed and
35 overseas citizens absentee voting act (P.L. 99-410; 52 United States Code
36 section 20310). In lieu of the application, the applicant may submit a
37 written request that contains the required information.

38 C. On receipt of a request to be included on the active early
39 voting list, the county recorder or other officer in charge of elections
40 shall compare the signature on the request form with the voter's signature
41 on the voter's registration form and, if the request is from the voter,
42 shall mark the voter's registration file as an active early ballot
43 request.

44 D. Not less than ninety days before any polling place election
45 scheduled in March or [August] [MAY], the county recorder or other officer
46 in charge of elections shall mail to all voters who are eligible for the
47 election, who are not listed as inactive and who are included on the

1 active early voting list an election notice by nonforwardable mail that is
2 marked with the statement required by the postmaster to receive an address
3 correction notification. If an election is not formally called by a
4 jurisdiction by the one hundred eightieth day before the election, the
5 recorder or other officer in charge of elections is not required to send
6 the election notice. The notice shall include the dates of the elections
7 that are the subject of the notice, the dates that the voter's ballot is
8 expected to be mailed and the address where the ballot will be mailed. If
9 the upcoming election is a partisan open primary election and the voter is
10 not registered as a member of one of the political parties that is
11 recognized for purposes of that primary, the notice shall include
12 information on the procedure for the voter to designate a political party
13 ballot. The notice shall be delivered with return postage prepaid and
14 shall also include a means for the voter to do any of the following:

15 1. Change the mailing address for the voter's ballot to another
16 location in the voter's county of residence.

17 2. Update the voter's residence address in the voter's county of
18 residence.

19 3. Request that the voter not be sent a ballot for the upcoming
20 election or elections indicated on the notice.

21 E. If the notice that is mailed to the voter is returned
22 undeliverable by the postal service, the county recorder or other officer
23 in charge of elections shall take the necessary steps to contact the voter
24 at the voter's new residence address in order to update that voter's
25 address or to move the voter to inactive status as prescribed in section
26 16-166, subsection A. If a voter is moved to inactive status, the voter
27 shall be removed from the active early voting list and may not receive an
28 early ballot unless the voter updates or otherwise confirms the voter's
29 registration information. If the voter is removed from the active early
30 voting list, the voter shall only be added to the active early voting list
31 again if the voter submits a new request pursuant to this section.

32 F. Not later than the first day of early voting, the county
33 recorder or other officer in charge of elections shall mail an early
34 ballot to all eligible voters who are not listed as inactive and who are
35 included on the active early voting list in the same manner prescribed in
36 section 16-542, subsection C. If the voter has not returned the notice or
37 otherwise notified the election officer within forty-five days before the
38 election that the voter does not wish to receive an early ballot by mail
39 for the election or elections indicated, the ballot shall automatically be
40 scheduled for mailing.

41 G. If a voter who is on the active early voting list is not
42 registered as a member of a recognized political party and fails to notify
43 the county recorder of the voter's choice for political party ballot
44 within forty-five days before a partisan open primary election, the
45 following apply:

1 1. The voter shall not automatically be sent a ballot for that
2 partisan open primary election only and the voter's name shall remain on
3 the active early voting list for future elections.

4 2. To receive an early ballot for the primary election, the voter
5 shall submit the voter's choice for political party ballot to the county
6 recorder.

7 H. After a voter has requested to be included on the active early
8 voting list, the voter shall be sent an early ballot by mail automatically
9 for any election at which a voter at that residence address is eligible to
10 vote until any of the following occurs:

11 1. The voter requests in writing to be removed from the active
12 early voting list.

13 2. The voter's registration or eligibility for registration is
14 moved to inactive status or canceled as otherwise provided by law.

15 3. The notice sent by the county recorder or other officer in
16 charge of elections is returned undeliverable and the county recorder or
17 officer in charge of elections is unable to contact the voter to determine
18 the voter's continued desire to remain on the list.

19 4. The voter fails to vote an early ballot in all elections for two
20 consecutive election cycles. For the purposes of this paragraph,
21 "election" means any regular primary or regular general election for which
22 there was a federal race on the ballot or for which a city or town
23 candidate primary or first election or city or town candidate second,
24 general or runoff election was on the ballot. This paragraph does not
25 apply to:

26 (a) A special taxing district that is authorized pursuant to
27 section 16-191 to conduct its own elections.

28 (b) A special district mail ballot election that is conducted
29 pursuant to article 8.1 of this chapter.

30 I. A voter may make a written request at any time to be removed
31 from the active early voting list. The request shall include the voter's
32 name, residence address, date of birth and signature. On receipt of a
33 completed request to remove a voter from the active early voting list, the
34 county recorder or other officer in charge of elections shall remove the
35 voter's name from the list as soon as practicable.

36 J. An absent uniformed services voter or overseas voter as defined
37 in the uniformed and overseas citizens absentee voting act (P.L. 99-410;
38 52 United States Code section 20310) is eligible to be placed on the
39 active early voting list pursuant to this section.

40 K. A voter's failure to vote an early ballot once received does not
41 constitute grounds to remove the voter from the active early voting list,
42 except that a county recorder shall remove a voter from the active early
43 voting list if both of the following apply:

44 1. The county recorder or other officer in charge of elections
45 complies with subsection M of this section.

46 2. The voter fails to vote using an early ballot in all of the
47 following elections for two consecutive election cycles:

1 (a) A regular primary and regular general election for which there
2 was a federal race on the ballot.

3 (b) A city or town candidate primary or first election and a city
4 or town candidate second, general or runoff election.

5 L. On or before January 15 of each odd-numbered year, the county
6 recorder or other officer in charge of elections shall send a notice to
7 each voter who is on the active early voting list and who did not vote an
8 early ballot in all elections for two consecutive election cycles as
9 prescribed by subsection K of this section. If the voter has provided the
10 voter's telephone or mobile phone number or email address to the county
11 recorder, the county recorder may additionally provide the notice to the
12 voter by telephone call, text message or email. The notice shall inform
13 the voter that if the voter wishes to remain on the active early voting
14 list, the voter shall do both of the following with the notice received:

15 1. Confirm in writing the voter's desire to remain on the active
16 early voting list.

17 2. Return the completed notice to the county recorder or other
18 officer in charge of elections within ninety days after the notice is sent
19 to the voter. The notice shall be signed by the voter and shall contain
20 the voter's address and date of birth.

21 M. If a voter receives a notice as prescribed by subsection L of
22 this section and the voter fails to respond within the ninety-day period,
23 the county recorder or other officer in charge of elections shall remove
24 the voter's name from the active early voting list.

25 N. A candidate, political committee or other organization may
26 distribute active early voting list request forms to voters. If the
27 active early voting list request forms include a printed address for
28 return, that address shall be the political subdivision that will conduct
29 the election. Failure to use the political subdivision as the return
30 addressee is punishable by a civil penalty of up to three times the cost
31 of the production and distribution of the active early voting list
32 request.

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

45 P. A person who receives an early ballot at an address at which
46 another person formerly resided, without voting the ballot or signing the
47 envelope, shall write "not at this address" on the envelope and place the

1 mail piece in a United States postal service collection box or other mail
2 receptacle. On receipt the county recorder or other officer in charge of
3 elections shall proceed in the manner prescribed in subsection E of this
4 section.

5 Q. When the county recorder receives confirmation from another
6 county that a person registered has registered to vote in that other
7 county, the county recorder shall remove that person from the active early
8 voting list.

9 R. If the county recorder receives credible information that a
10 person has registered to vote in a different county, the county recorder
11 shall confirm the person's voter registration with that other county and,
12 on confirmation, shall remove that person from the county's active early
13 voting list pursuant to subsection Q of this section.

14 S. For the purposes of this section, "election cycle" means the
15 two-year period beginning on January 1 in the year after a statewide
16 general election or, for cities and towns, the two-year period beginning
17 on the first day of the calendar quarter after the calendar quarter in
18 which the city's or town's second, runoff or general election is scheduled
19 and ending on the last day of the calendar quarter in which the city's or
20 town's immediately following second, runoff or general election is
21 scheduled, however that election is designated by the city or town.>>

22 <<Sec. 16. Section 16-822, Arizona Revised Statutes, is amended to
23 read:

24 16-822. Precinct committeemen; eligibility; vacancy; duties;
25 term

26 A. Any member of a recognized political party who is a registered
27 voter in the precinct is eligible to seek the office of precinct
28 committeeman of that party in that precinct.

29 B. If the number of persons who file nominating petitions for an
30 election to fill precinct committeeman positions is less than or equal to
31 the number of precinct committeeman positions, the county board of
32 supervisors may cancel the election for those positions not sooner than
33 one hundred five days before the election and appoint the person who filed
34 the nominating petition to fill the position. If no person has filed a
35 nominating petition to fill a position, the position is deemed vacant and
36 shall be filled as otherwise provided by law. A precinct committeeman who
37 is appointed pursuant to this subsection after filing a nominating
38 petition shall be deemed an elected precinct committeeman.

39 C. If the number of persons who file nominating petitions for an
40 election to fill precinct committeeman positions is more than the number
41 of precinct committeeman positions for a recognized political party in a
42 precinct, an additional ballot style shall be prepared for the political
43 party in that precinct, which shall include the office of precinct
44 committeeman. Only persons who are registered as members of that
45 political party in that precinct may vote that precinct committeeman
46 ballot style.

1 D. In addition to other provisions of law regarding removal from
2 office, a vacancy shall exist in the office of precinct committeeman when
3 the precinct committeeman moves from the precinct from which elected or
4 changes political party from the party in which the precinct committeeman
5 was elected.

6 E. The minimum duties of a precinct committeeman shall be to assist
7 the precinct committeeman's political party in voter registration and to
8 assist the voters of that political party to vote on election days.
9 Additional duties shall be as provided for in the state committee bylaws
10 of the precinct committeeman's political party.

11 F. The term of office of a precinct committeeman is two years and[,
12 THROUGH 2030.] begins on October 1 after the primary election at which the
13 precinct committeeman was a candidate and continues until October 1 after
14 the following primary election at which a precinct committeeman is
15 elected. [BEGINNING IN 2032, THE TERM OF OFFICE OF A PRECINCT COMMITTEEMAN
16 IS TWO YEARS AND BEGINS ON JULY 1 AFTER THE PRIMARY ELECTION AT WHICH THE
17 PRECINCT COMMITTEEMAN WAS A CANDIDATE AND CONTINUES UNTIL JULY 1 AFTER THE
18 FOLLOWING PRIMARY ELECTION AT WHICH A PRECINCT COMMITTEEMAN IS ELECTED.]>>

19 <<Sec. 17. Subject to the requirements of article IV, part 1,
20 section 1, Constitution of Arizona, section 16-949, Arizona Revised
21 Statutes, is amended to read:

22 16-949. Controls on spending from citizens clean elections
23 fund

24 A. The commission shall not spend, on all costs incurred under this
25 article during a [~~particular~~] [TWO] calendar year [PERIOD], more than
26 [~~five dollars~~] [\$5] times the number of Arizona resident personal income
27 tax returns filed during the [TWO] previous calendar [year] [YEARS]. The
28 commission may exceed this limit during a [TWO] calendar year [PERIOD],
29 provided that it is offset by an equal reduction of the limit during
30 another [TWO] calendar year [PERIOD] during the same four-year period
31 beginning January 1 immediately after a gubernatorial election.

32 B. The commission may use up to [~~ten per cent~~] [TWENTY PERCENT] of
33 the amount specified in subsection A of this section for reasonable and
34 necessary expenses of administration and enforcement, including the
35 activities specified in section 16-956, subsection A, paragraphs 3 through
36 7 and subsections B and C. Any portion of the ~~ten per cent~~ [TWENTY
37 PERCENT] not used for this purpose shall remain in the fund.

38 C. The commission may apply up to [~~ten per cent~~] [TWENTY PERCENT]
39 of the amount specified in subsection A of this section for reasonable and
40 necessary expenses associated with public education regarding
41 participation as a candidate or a contributor, or regarding the functions,
42 purpose and technical aspects of the act. Reasonable and necessary
43 expenditures made pursuant to section 16-956 are not included in this
44 subsection.

45 D. The commission may spend monies in the fund for the reasonable
46 and necessary expenses to implement the act but shall not use monies in
47 the fund to promote the benefits of the clean elections act. Expenditures

1 made pursuant to subsection C of this section or in section 16-956,
2 subsection A are deemed not to constitute promoting the benefits of the
3 clean elections act. Expenditures pursuant to this subsection shall not
4 be included in the limits prescribed in subsection C of this section.

5 E. The state treasurer shall administer a citizens clean elections
6 fund from which costs incurred under this article shall be paid. The
7 auditor general shall review the monies in, payments into and expenditures
8 from the fund ~~[monies]~~ [NOT] less often than every four years.>>

9 <<Sec. 18. Subject to the requirements of article IV, part 1,
10 section 1, Constitution of Arizona, section 16-951, Arizona Revised
11 Statutes, is amended to read:

12 16-951. Clean elections funding

13 A. At the beginning of the primary election period, the commission
14 shall pay from the fund to the campaign account of each candidate who
15 qualifies for clean elections funding:

16 1. For a candidate who qualifies for clean elections funding for a
17 party primary election, an amount equal to the original primary election
18 spending limit.

19 2. For an independent candidate who qualifies for clean elections
20 funding, an amount equal to seventy percent of the sum of the original
21 primary election spending limit and the original general election spending
22 limit.

23 3. For a qualified participating candidate who is unopposed for an
24 office in that candidate's primary, in the primary of any other party and
25 by any opposing independent candidate, an amount equal to ~~[five dollars]~~
26 [\$5] times the number of qualifying contributions for that candidate
27 certified by the commission.

28 B. At any time after the ~~[first day of January]~~ [ONE HUNDRED FIFTY
29 THIRD DAY AFTER THE BEGINNING OF THE QUALIFYING PERIOD] of an election
30 year, any candidate who has met the requirements of section 16-950 may
31 sign and cause to be filed a nomination paper in the form specified by
32 section 16-311, subsection A, with a nominating petition and signatures,
33 instead of filing such papers after the earliest time set for filing
34 specified by that subsection. ~~[Upon]~~ [ON] such filing and verification of
35 the signatures, the commission shall pay the amount specified in
36 subsection A of this section immediately, rather than waiting for the
37 beginning of the primary election period.

38 C. At the beginning of the general election period, the commission
39 shall pay from the fund to the campaign account of each candidate who
40 qualifies for clean elections funding for the general election, except
41 those candidates identified in subsection A, paragraph 2 or subsection D
42 of this section, an amount equal to the original general election spending
43 limit.

44 D. At the beginning of the general election period, the commission
45 shall pay from the fund to the campaign account of a qualified
46 participating candidate who has not received ~~[funds]~~ [MONIES] pursuant to
47 subsection A, paragraph 3 of this section and who is unopposed by any

1 other party nominee or any opposing independent candidate an amount equal
2 to ~~[five dollars]~~ [\$5] times the number of qualifying contributions for
3 that candidate certified by the commission.

4 E. The special original general election spending limit, for a
5 candidate who has received ~~[funds]~~ [MONIES] pursuant to subsection A,
6 paragraphs 2 or 3 or subsection D of this section, shall be equal to the
7 amount that the commission is obligated to pay to that candidate.>>

8 <<Sec. 19. Subject to the requirements of article IV, part 1,
9 section 1, Constitution of Arizona, section 16-961, Arizona Revised
10 Statutes, is amended to read:

11 16-961. Definitions

12 A. The terms ~~["candidate's campaign committee,"]~~ "contribution,"
13 "expenditures," ~~["exploratory committee,"]~~ "independent expenditure,"
14 "personal monies~~[-]~~" ~~["political committee"]~~ and "statewide office" ~~[are~~
15 ~~defined]~~ [HAVE THE SAME MEANINGS PRESCRIBED] in section 16-901.

16 B. 1. "Election cycle" means the period between successive general
17 elections for a particular office.

18 2. "Exploratory period" means the period beginning on the day after
19 a general election and ending the day before the start of the qualifying
20 period.

21 3. "Qualifying period" means [:

22 (a) THROUGH 2030.] the period beginning on the first day of August
23 in a year preceding an election and ending one week before the primary
24 election.

25 [(b) BEGINNING IN 2032, THE PERIOD BEGINNING ONE YEAR BEFORE THE
26 PRIMARY ELECTION AND ENDING ONE WEEK BEFORE THE PRIMARY ELECTION.]

27 4. "Primary election period" means the nine-week period ending on
28 the day of the primary election.

29 5. "General election period" means the period beginning on the day
30 after the primary election and ending on the day of the general election.

31 6. For any recall election, the qualifying period shall begin when
32 the election is called and last for thirty days, there shall be no primary
33 election period and the general election period shall extend from the day
34 after the end of the qualifying period to the day of the recall election.
35 For recall elections, any reference to "general election" in this article
36 shall be treated as if referring to the recall election.

37 C. 1. "Participating candidate" means a candidate who becomes
38 certified as a participating candidate pursuant to section 16-947.

39 2. "Nonparticipating candidate" means a candidate who does not
40 become certified as a participating candidate pursuant to section 16-947.

41 3. Any limitation of this article that is applicable to a
42 participating candidate or a nonparticipating candidate shall also apply
43 to that candidate's campaign committee or exploratory committee.

44 D. "Commission" means the citizens clean elections commission
45 established pursuant to section 16-955.

46 E. "Fund" means the citizens clean elections fund defined by this
47 article.

1 F. 1. "Party nominee" means a person who has been nominated by a
2 political party pursuant to section 16-301 or 16-343.

3 2. "Independent candidate" means a candidate who has properly filed
4 nominating papers and nominating petitions with signatures pursuant to
5 section 16-341.

6 3. "Unopposed" means with reference to an election for:

7 (a) A member of the house of representatives, opposed by no more
8 than one other candidate who has qualified for the ballot and who is
9 running in the same district.

10 (b) A member of the corporation commission, opposed by a number of
11 candidates who have qualified for the ballot that is fewer than the number
12 of corporation commission seats open at that election and for which the
13 term of office ends on the same date.

14 (c) All other offices, opposed by no other candidate who has
15 qualified for the ballot and who is running in that district or running
16 for that same office and term.

17 G. "Primary election spending limits" means:

18 1. For a candidate for the legislature, ~~[twelve thousand nine~~
19 ~~hundred twenty-one dollars]~~ [\$12,921].

20 2. For a candidate for mine inspector, ~~[forty-one thousand three~~
21 ~~hundred forty-nine dollars]~~ [\$41,349].

22 3. For a candidate for treasurer, superintendent of public
23 instruction or the corporation commission, ~~[eighty-two thousand six~~
24 ~~hundred eighty dollars]~~ [\$82,680].

25 4. For a candidate for secretary of state or attorney general, ~~[one~~
26 ~~hundred sixty-five thousand three hundred seventy-eight dollars]~~
27 [\$165,378].

28 5. For a candidate for governor, ~~[six hundred thirty-eight thousand~~
29 ~~two hundred twenty-two dollars]~~ [\$638,222].

30 H. "General election spending limits" means amounts fifty ~~[per~~
31 ~~cent]~~ [PERCENT] greater than the amounts specified in subsection G of this
32 section.

33 I. 1. "Original" spending limit means a limit specified in
34 subsections G and H of this section, as adjusted pursuant to section
35 16-959, or a special amount expressly set for a particular candidate by a
36 provision of this title.

37 2. "Adjusted" spending limit means an original spending limit as
38 further adjusted pursuant to section 16-952.>>

39 <<Sec. 20. Section 41-563.02, Arizona Revised Statutes, is amended
40 to read:

41 41-563.02. Elections for expenditures in excess of
42 expenditure limitation

43 A. For any election called pursuant to article IX, section 20,
44 subsection (2), Constitution of Arizona, the governing board calling such
45 election ~~[shall]~~, in addition to any other election requirements
46 prescribed by law, [SHALL] prepare and print a publicity pamphlet
47 concerning the excess expenditure that is subject to a vote of the people.

1 The governing board calling the election shall cause to be distributed not
2 less than ten days nor more than thirty days ~~[prior to]~~ [BEFORE] the
3 election one copy of such publicity pamphlet to each household containing
4 a registered voter within the applicable political subdivision. Except as
5 otherwise ~~[noted]~~ [PROVIDED] in this section, the cost of printing,
6 delivering and distributing such publicity pamphlets is a public expense
7 of the applicable political subdivision.

8 B. The publicity pamphlet required by this section shall contain
9 the following:

10 1. The date of the election.

11 2. Polling places and the times such polling places are open.

12 3. A true copy of the title and text of the measure to be voted
13 ~~[upon]~~ [ON], in the form in which the measure will appear on the
14 ballot. Such text shall indicate material deleted, if any, by printing
15 such material with a line drawn through the center of the letters of such
16 material, and shall indicate material added or new material by printing
17 the letters of such material in capital letters.

18 4. The form in which the measure to be voted ~~[upon]~~ [ON] will
19 appear on the ballot, the official title, the descriptive title prepared
20 by the clerk of the board of supervisors in the case of counties or the
21 city or town clerk in the case of cities and towns, and the number by
22 which the measure will be designated.

23 5. The amount of the expenditures ~~[which]~~ [THAT] exceed the amount
24 allowed pursuant to article IX, section 20, subsection (1), Constitution
25 of Arizona.

26 6. A statement of the purpose or purposes for which the excess
27 expenditures were or will be expended and the source of revenues used or
28 to be used to finance the excess expenditures.

29 7. For elections called pursuant to article IX, section 20,
30 subsection (2), paragraph (b), Constitution of Arizona, a statement that
31 if the excess expenditure is not approved by a majority of the qualified
32 electors voting at such election, the governing board shall for the
33 following fiscal year reduce expenditures below the expenditures
34 limitation allowed pursuant to article IX, section 20, subsection (1),
35 Constitution of Arizona, by the excess amount.

36 8. For elections called pursuant to article IX, section 20,
37 subsection (2), paragraph (c), Constitution of Arizona, arguments for and
38 against the proposed excess expenditures, not to exceed two hundred
39 words. Arguments for the proposed excess expenditures shall be prepared
40 by the governing board. Arguments against the proposed excess
41 expenditures shall be provided by those in opposition. Arguments for or
42 against the excess expenditures shall be submitted to the governing board
43 of the political subdivision at least thirty days ~~[prior to]~~ [BEFORE] the
44 scheduled election. The person, group or organization filing an argument
45 shall not be required to pay any cost of the paper nor any cost of
46 printing the argument.

1 C. For any election called pursuant to article IX, section 20,
2 subsection (2), Constitution of Arizona, in addition to any other ballot
3 requirements prescribed by law, the clerk of the board of supervisors in
4 the case of counties or the city or town clerk in the case of cities and
5 towns shall cause to be printed on the official ballot the following:

6 1. The official title and number of the measure to be voted ~~[upon]~~
7 [ON] at the ensuing election.

8 2. A statement that the excess expenditure to be voted ~~[upon]~~ [ON]
9 is being referred by the governing board of the applicable political
10 subdivision.

11 3. A descriptive title containing a summary of the principal
12 provisions of the measure to be voted ~~[upon]~~ [ON], not to exceed fifty
13 words, which shall be prepared by the clerk of the board of supervisors in
14 the case of counties or the city or town clerk in the case of cities and
15 towns.

16 D. Except as otherwise provided in this section, any special
17 election called for the purposes of article IX, section 20, subsection
18 (2), Constitution of Arizona, shall be conducted as nearly as practicable
19 in the manner prescribed for general elections in title 16, except that a
20 special election shall be held on the third Tuesday in May. [BEGINNING IN
21 2032, THE SPECIAL ELECTION PRESCRIBED BY THIS SUBSECTION SHALL BE HELD ON
22 THE TUESDAY BEFORE THE LAST MONDAY IN MAY.]

23 E. For the purposes of article IX, section 20, subsection (2),
24 paragraph (b), Constitution of Arizona, if a disaster resulting in excess
25 expenditures occurs within ninety days ~~[prior to]~~ [BEFORE] a regular or
26 special election, such excess expenditures shall not be put to a vote of
27 the people until the next subsequent regular or special election.

28 F. The governing body shall separately budget for the expenditures
29 approved pursuant to this section and may not expend any amounts of money
30 subject to the expenditure limitation in excess of the expenditure
31 limitation calculated without regard to the approved override amount
32 unless such expenditures are made for the purposes stated in the publicity
33 pamphlet.>>

34 <<Sec. 21. Section 42-17056, Arizona Revised Statutes, is amended
35 to read:

36 42-17056. Initial base levy limit if no primary property
37 taxes were levied in the preceding tax year;
38 subsequent levy amount

39 A. If a county, city, town or community college district did not
40 levy primary property taxes in the preceding tax year, the governing body
41 shall submit a proposed amount to be raised by primary property taxes for
42 approval of the voters.

43 B. [THROUGH 2031.] the election shall be held on the third Tuesday
44 in May[, AND BEGINNING IN 2032, THE ELECTION SHALL BE HELD ON THE TUESDAY
45 BEFORE THE LAST MONDAY IN MAY, AND EACH ELECTION SHALL BE HELD] before the
46 beginning of the fiscal year in as nearly as practicable the same manner
47 as prescribed by title 35, chapter 3, article 3. The ballot shall state

1 that if the amount is approved by the voters, it will be the base for
2 determining levy limitations for the county, city, town or district for
3 subsequent fiscal years.

4 C. If a majority of the qualified electors voting approve the
5 proposed levy amount for primary property taxes, the levy applicable for
6 the county, city, town or district for the next fiscal year shall be an
7 amount not exceeding the approved amount.

8 D. On acceptance by the voters, the governing body shall send a
9 copy of the approved resolution to the property tax oversight commission.

10 E. If the proposed levy amount is not approved, the county, city,
11 town or community college district shall not levy a primary property tax
12 for that year.

13 F. At least twenty but not more than thirty-five years after the
14 date of an initial approval pursuant to this section, a community college
15 district with a primary property tax levy that was initially established
16 pursuant to this section may resubmit a proposed amount to be raised by
17 primary property taxes for approval by the voters. The proposed amount
18 must be less than or equal to two times the otherwise authorized levy
19 amount for the same year. The election shall be conducted as prescribed
20 in subsection B of this section. If a majority of the qualified electors
21 voting:

22 1. Approve the proposed levy amount, the levy applicable for the
23 district for:

24 (a) The first tax year following approval pursuant to this
25 paragraph must be less than or equal to the previously approved amount
26 plus one-third of the difference between the previously approved amount
27 and the amount approved pursuant to this paragraph.

28 (b) The second tax year following approval pursuant to this
29 paragraph must be less than or equal to the previously approved amount
30 plus two-thirds of the difference between the previously approved amount
31 and the amount approved pursuant to this paragraph.

32 (c) The third tax year following approval pursuant to this
33 paragraph and each subsequent tax year must be less than or equal to the
34 amount approved pursuant to this paragraph.

35 2. Disapprove the proposed levy amount, the district shall levy a
36 primary property tax based on the previously authorized levy and may not
37 resubmit another proposed amount until at least two years after the
38 proposed levy amount was disapproved.

39 G. This section does not apply to community college tuition
40 financing districts formed pursuant to section 15-1409, except that the
41 property tax oversight commission shall set a property tax levy limit that
42 is not less than the amount required pursuant to section 15-1409,
43 subsection C.>>

1 <<Sec. 22. Section 42-17057, Arizona Revised Statutes, is amended
2 to read:

3 42-17057. Computing new levy limits in the case of county
4 division or consolidation; election on revised
5 levy limit

6 A. In the event of a division of a county into two or more new
7 counties or the consolidation of counties, the property tax oversight
8 commission shall determine the maximum allowable levy of primary property
9 taxes in each new county for the first full fiscal year after the new
10 county governments are established by:

11 1. Computing the maximum levy allowable for the fiscal year under
12 section 42-17051 for the old county or counties, assuming no division or
13 consolidation had occurred.

14 2. Assigning that maximum amount to the new county, in the case of
15 a consolidation, or apportioning that maximum amount among the new
16 counties, in the case of a division, according to their respective net
17 assessed limited property valuations.

18 B. The amounts thus assigned to the new counties are the levy
19 limits for [THE] purposes of this article for that fiscal year.

20 C. On or before April 1 of the first full fiscal year after the new
21 county government is established, the board of supervisors of a new
22 county, by a two-thirds vote, may call a special election to submit a
23 revised levy limit to the qualified electors of the county. [THROUGH
24 2031.] the special election shall be held on the third Tuesday in May[.
25 AND BEGINNING IN 2032, THE SPECIAL ELECTION SHALL BE HELD ON THE TUESDAY
26 BEFORE THE LAST MONDAY IN MAY]. Immediately after calling the [SPECIAL]
27 election the board shall publicize and distribute to the registered voters
28 of the county information regarding the date and polling places of the
29 [SPECIAL] election and a comparison of the current levy limit and the
30 proposed levy limit. The ballot shall be printed with the question "Shall
31 the proposed levy limit be adopted for _____ county?" followed
32 by squares marked "yes" and "no" in which the voter may indicate a vote
33 for or against the proposition. If a majority of the voters voting:

34 1. Approves the proposed levy limit, it shall be applied to the
35 county for all purposes under this article for the next fiscal year and is
36 the basis from which to determine the levy limit under section 42-17051
37 for subsequent fiscal years.

38 2. Rejects the proposed levy limit, the levy limit for the county
39 assigned pursuant to subsection A of this section is the basis from which
40 to determine the levy limit under section 42-17051 for subsequent fiscal
41 years.>>

1 <<Sec. 23. Requirements for enactment; three-fourths vote
2 Pursuant to article IV, part 1, section 1, Constitution of Arizona,
3 sections 16-949, 16-951 and 16-961, Arizona Revised Statutes, as amended
4 by this act, are effective only on the affirmative vote of at least
5 three-fourths of the members of each house of the legislature.>>

6 Enroll and engross to conform

7 Amend title to conform

ALEXANDER KOLODIN

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