

REFERENCE TITLE: elections; foreign contributions; certification

State of Arizona
Senate
Fifty-seventh Legislature
Second Regular Session
2026

SCR 1013

Introduced by
Senator Bolick

A CONCURRENT RESOLUTION

ENACTING AND ORDERING THE SUBMISSION TO THE PEOPLE OF A MEASURE RELATING
TO ELECTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

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

6 AN ACT

7 AMENDING TITLE 16, CHAPTER 4, ARTICLE 1, ARIZONA REVISED
8 STATUTES, BY ADDING SECTIONS 16-407.04 AND 16-407.05; AMENDING
9 TITLE 16, CHAPTER 6, ARTICLE 1.2, ARIZONA REVISED STATUTES, BY
10 ADDING SECTION 16-919; AMENDING TITLE 16, CHAPTER 6, ARTICLE
11 1.3, ARIZONA REVISED STATUTES, BY ADDING SECTION 16-923;
12 RELATING TO ELECTIONS.

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

14 Section 1. Title 16, chapter 4, article 1, Arizona
15 Revised Statutes, is amended by adding sections 16-407.04 and
16 16-407.05, to read:

17 16-407.04. Donations from foreign national; election
18 administration; certification; quarterly
19 reports; records; violation;
20 classification; definitions

21 A. A GOVERNMENT ENTITY IN THIS STATE MAY NOT USE MONIES
22 OR IN-KIND GOODS OR SERVICES THAT ARE DONATED, DIRECTLY OR
23 INDIRECTLY, BY A FOREIGN NATIONAL FOR ELECTION ADMINISTRATION.

24 B. A PERSON THAT PROVIDES SERVICES TO A GOVERNMENT
25 ENTITY FOR ELECTION ADMINISTRATION SHALL PROVIDE A
26 CERTIFICATION TO THE SECRETARY OF STATE THAT INCLUDES A DATED
27 AND SWORN STATEMENT, UNDER PENALTY OF PERJURY, THAT THE PERSON
28 IS NOT KNOWINGLY THE RECIPIENT, DIRECTLY OR INDIRECTLY, OF
29 DONATIONS FROM A FOREIGN NATIONAL. THE PERSON SHALL ANNUALLY
30 UPDATE THE CERTIFICATION. IF THE PERSON OBTAINS INFORMATION
31 THAT WAS UNKNOWN AT THE TIME OF THE INITIAL CERTIFICATION, THE
32 PERSON SHALL UPDATE THE INITIAL CERTIFICATION WITHIN FIVE
33 BUSINESS DAYS TO REFLECT THE NEW INFORMATION AND SHALL INCLUDE
34 A NEW STATEMENT THAT THE PERSON IS NOT KNOWINGLY THE
35 RECIPIENT, DIRECTLY OR INDIRECTLY, OF DONATIONS FROM A FOREIGN
36 NATIONAL. THIS SUBSECTION DOES NOT APPLY TO A PERSON WHEN
37 PROVIDING COMMON GOODS OR A FACILITY THAT SERVES AS THE VOTING
38 LOCATION.

39 C. THE SECRETARY OF STATE SHALL REQUIRE EACH GOVERNMENT
40 ENTITY TO PROVIDE TO THE SECRETARY OF STATE A QUARTERLY REPORT
41 THAT LISTS ANY PERSON THAT PROVIDES SERVICES TO THAT
42 GOVERNMENT ENTITY FOR ELECTION ADMINISTRATION. THE SECRETARY
43 OF STATE SHALL NOTIFY THE GOVERNMENT ENTITY BY EMAIL IF THE
44 GOVERNMENT ENTITY FAILS TO FILE ITS QUARTERLY REPORT
45 PRESCRIBED BY THIS SUBSECTION AND ADVISE THE GOVERNMENT ENTITY

1 THAT SECTION 16-407.05 PROVIDES FOR POSSIBLE ENFORCEMENT
2 ACTIONS.

3 D. THE SECRETARY OF STATE SHALL MAINTAIN RECORDS OF THE
4 CERTIFICATIONS PRESCRIBED BY THIS SECTION AND SHALL POST THESE
5 CERTIFICATIONS ON THE SECRETARY OF STATE'S WEBSITE.

6 E. A PERSON THAT FAILS TO PROVIDE THE CERTIFICATION
7 PRESCRIBED BY THIS SECTION OR THAT PROVIDES AN INACCURATE
8 CERTIFICATION TO THE SECRETARY OF STATE INVALIDATES ANY
9 AGREEMENT WITH THE GOVERNMENT ENTITY, AND THE GOVERNMENT
10 ENTITY IS BARRED FROM ENTERING INTO OR CONTINUING ANY
11 AGREEMENT WITH THAT PERSON.

12 F. A PERSON THAT KNOWINGLY FAILS TO PROVIDE AN ACCURATE
13 INITIAL OR UPDATED CERTIFICATION AS PRESCRIBED BY THIS SECTION
14 IS GUILTY OF A CLASS 1 MISDEMEANOR.

15 G. FOR THE PURPOSES OF THIS SECTION:

16 1. "COMMON GOODS" MEANS ITEMS THAT ARE COMMONLY USED
17 ACROSS A WIDE VARIETY OF ORGANIZATIONS AND THAT ARE NOT
18 SPECIFIC TO THE ADMINISTRATION OF ELECTIONS.

19 2. "FOREIGN NATIONAL":

20 (a) MEANS:

21 (i) AN INDIVIDUAL WHO IS NOT A CITIZEN OR LAWFUL
22 PERMANENT RESIDENT OF THE UNITED STATES.

23 (ii) A GOVERNMENT, SUBDIVISION OR MUNICIPALITY OF A
24 FOREIGN COUNTRY.

25 (iii) A FOREIGN POLITICAL PARTY.

26 (iv) ANY ENTITY AS DEFINED IN SECTION 16-901 THAT IS
27 ORGANIZED UNDER THE LAWS OF OR HAS ITS PRINCIPAL PLACE OF
28 BUSINESS IN A FOREIGN COUNTRY.

29 (v) ANY UNITED STATES ENTITY AS DEFINED IN SECTION
30 16-901 THAT IS WHOLLY OR MAJORITY OWNED BY ANY FOREIGN
31 NATIONAL UNLESS ANY CONTRIBUTION OR EXPENDITURE THE ENTITY
32 MAKES IS DERIVED ENTIRELY FROM MONIES GENERATED BY THE
33 ENTITY'S OPERATIONS IN THE UNITED STATES AND ALL DECISIONS
34 CONCERNING THE CONTRIBUTION OR EXPENDITURE ARE MADE BY
35 INDIVIDUALS WHO ARE UNITED STATES CITIZENS OR PERMANENT
36 RESIDENTS, EXCEPT FOR DECISIONS SETTING OVERALL BUDGET
37 AMOUNTS.

38 (b) DOES NOT INCLUDE FEDERALLY RECOGNIZED SOVEREIGN
39 TRIBAL NATIONS.

40 3. "PERSON":

41 (a) MEANS AN INDIVIDUAL OR A CORPORATION OR OTHER
42 ENTITY AS DEFINED IN SECTION 16-901.

43 (b) DOES NOT INCLUDE POLL WORKERS.

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16-407.05. Enforcement; attorney general; civil action for damages

A. THE ATTORNEY GENERAL MAY FILE AN ACTION REGARDING A KNOWING VIOLATION OF SECTION 16-407.04. THE ACTION MAY INCLUDE A REQUEST FOR AN INJUNCTION, DAMAGES OF AT LEAST \$5,000 FOR EACH KNOWING VIOLATION AND OTHER RELIEF THAT THE COURT MAY PROVIDE. IN ADDITION TO THE PENALTIES PRESCRIBED BY THIS SECTION, ANY PERSON THAT VIOLATES SECTION 16-407.04 IS SUBJECT TO ALL OF THE PENALTIES PRESCRIBED IN SECTION 16-407.04.

B. ANY QUALIFIED ELECTOR AND ANY STATE OFFICER MAY BRING A CIVIL ACTION TO DO ANY OR ALL OF THE FOLLOWING:

- 1. ENJOIN A VIOLATION OF SECTION 16-407.04.
- 2. ENFORCE ANY PROVISION OF SECTION 16-407.04.

C. IF THE CLAIMANT PREVAILS IN AN ACTION BROUGHT UNDER SUBSECTION B OF THIS SECTION, THE COURT SHALL AWARD:

- 1. INJUNCTIVE RELIEF SUFFICIENT TO PREVENT THE DEFENDANT FROM VIOLATING SECTION 16-407.04 OR ENGAGING IN ACTS THAT AID OR ABET VIOLATIONS OF SECTION 16-407.04.
- 2. DAMAGES IN THE AMOUNT OF \$1,000 PER DAY FROM THE DATE OF NONCOMPLIANCE UNTIL THE DEFENDANT COMES INTO COMPLIANCE.
- 3. COSTS AND ATTORNEY FEES.

D. THE REMEDIES, DUTIES, PROHIBITIONS AND PENALTIES PRESCRIBED BY THIS SECTION AND SECTION 16-407.04 ARE IN ADDITION TO ALL OTHER CAUSES OF ACTION, REMEDIES AND PENALTIES PROVIDED BY LAW.

Sec. 2. Title 16, chapter 6, article 1.2, Arizona Revised Statutes, is amended by adding section 16-919, to read:

16-919. Foreign contributions prohibited; ballot measures; certification; definitions

A. A FOREIGN NATIONAL MAY NOT DIRECT, DICTATE, CONTROL OR DIRECTLY OR INDIRECTLY PARTICIPATE IN THE DECISION-MAKING PROCESS OF ANY PERSON WITH REGARD TO THAT PERSON'S ACTIVITIES TO INFLUENCE A BALLOT INITIATIVE OR REFERENDUM, SUCH AS DECISIONS CONCERNING THE MAKING OF CONTRIBUTIONS OR EXPENDITURES TO INFLUENCE A BALLOT INITIATIVE OR REFERENDUM.

B. A PERSON, ENTITY OR COMMITTEE MAY NOT KNOWINGLY OR WILFULLY RECEIVE, SOLICIT, ACCEPT OR USE CONTRIBUTIONS, EXPENDITURES OR IN-KIND GOODS OR SERVICES THAT ARE CONTRIBUTED DIRECTLY OR INDIRECTLY BY A FOREIGN NATIONAL TO INFLUENCE THE OUTCOME OF AN ELECTION ON A BALLOT MEASURE.

1 C. A PERSON, ENTITY OR COMMITTEE THAT IS REQUIRED TO
2 FILE CAMPAIGN FINANCE REPORTS PURSUANT TO SECTION 16-926
3 SHALL:

4 1. CERTIFY UNDER PENALTY OF PERJURY IN THOSE REPORTS
5 THAT THE PERSON, ENTITY OR COMMITTEE HAS NOT KNOWINGLY OR
6 WILFULLY RECEIVED, SOLICITED, ACCEPTED OR USED CONTRIBUTIONS,
7 EXPENDITURES OR IN-KIND GOODS OR SERVICES IN VIOLATION OF
8 SUBSECTION B OF THIS SECTION.

9 2. AFFIRM THAT EACH PERSON THAT CONTRIBUTED TO
10 INFLUENCE THE OUTCOME OF AN ELECTION ON A BALLOT MEASURE IS
11 NOT A FOREIGN NATIONAL AND HAS NOT KNOWINGLY OR WILFULLY
12 RECEIVED, SOLICITED OR ACCEPTED, WHETHER DIRECTLY OR
13 INDIRECTLY, CONTRIBUTIONS, EXPENDITURES OR IN-KIND GOODS OR
14 SERVICES FROM ONE OR MORE PROHIBITED SOURCES AGGREGATING MORE
15 THAN \$100,000 WITHIN THE FOUR-YEAR PERIOD IMMEDIATELY
16 PRECEDING THE DATE ON WHICH THE CONTRIBUTION IS MADE.

17 D. THE SECRETARY OF STATE SHALL REQUIRE ANY PERSON,
18 ENTITY OR COMMITTEE THAT FILES A STATEMENT OF ORGANIZATION
19 PURSUANT TO SECTION 16-906 WITH THE INTENT OR PURPOSE OF
20 INFLUENCING THE OUTCOME OF AN ELECTION ON A BALLOT MEASURE TO
21 CERTIFY THAT NO PRELIMINARY ACTIVITY WAS FUNDED BY PROHIBITED
22 SOURCES, WHETHER DIRECTLY OR INDIRECTLY.

23 E. A PERSON THAT MAKES A CONTRIBUTION TO A PERSON,
24 ENTITY OR COMMITTEE THAT IS REQUIRED TO FILE A CAMPAIGN
25 FINANCE REPORT PURSUANT TO SECTION 16-926 FOR INFLUENCING THE
26 OUTCOME OF AN ELECTION ON A BALLOT MEASURE OR A PERSON THAT
27 MAKES A BALLOT MEASURE EXPENDITURE THAT IS REQUIRED TO BE
28 REPORTED UNDER SECTION 16-926 SHALL PROVIDE WITHIN FORTY-EIGHT
29 HOURS AFTER MAKING THAT CONTRIBUTION OR EXPENDITURE A
30 CERTIFICATION TO THE PERSON, THE ENTITY OR THE COMMITTEE
31 TREASURER, IF APPLICABLE, AND THE SECRETARY OF STATE THAT
32 INCLUDES A DATED AND SWORN STATEMENT UNDER PENALTY OF PERJURY
33 THAT THE PERSON IS NOT A FOREIGN NATIONAL, THAT THE PERSON HAS
34 NOT KNOWINGLY OR WILFULLY RECEIVED, SOLICITED OR ACCEPTED,
35 WHETHER DIRECTLY OR INDIRECTLY, CONTRIBUTIONS, EXPENDITURES OR
36 IN-KIND GOODS OR SERVICES FROM ONE OR MORE PROHIBITED SOURCES
37 AGGREGATING MORE THAN \$100,000 WITHIN THE FOUR-YEAR PERIOD
38 IMMEDIATELY PRECEDING THE DATE ON WHICH THE CONTRIBUTION OR
39 EXPENDITURE IS MADE AND THAT THE PERSON WILL NOT ACCEPT
40 CONTRIBUTIONS, EXPENDITURES OR IN-KIND GOODS OR SERVICES FROM
41 A FOREIGN NATIONAL UNTIL AFTER THE DATE OF THE ELECTION IN
42 WHICH THE BALLOT MEASURE WILL APPEAR ON THE BALLOT. THIS
43 SUBSECTION DOES NOT APPLY TO A PERSON OR ORGANIZATION WHEN
44 PROVIDING COMMON GOODS.

1 F. THE CERTIFICATIONS PRESCRIBED BY THIS SECTION ARE IN
2 ADDITION TO ANY REPORTS REQUIRED BY SECTION 16-926.

3 G. THIS SECTION DOES NOT CREATE OR ELIMINATE ANY
4 EXISTING DONOR DISCLOSURE RIGHTS OR DUTIES BEYOND THOSE
5 ENUMERATED IN THIS SECTION.

6 H. A DETERMINATION THAT A PERSON THAT IS REQUIRED TO
7 PROVIDE THE CERTIFICATION PRESCRIBED BY THIS SECTION HAS
8 ACCEPTED CONTRIBUTIONS, EXPENDITURES OR IN-KIND GOODS OR
9 SERVICES FROM FOREIGN NATIONALS IN AN AGGREGATE AMOUNT OF MORE
10 THAN \$100,000 WITHIN THE APPLICABLE FOUR-YEAR PERIOD
11 ESTABLISHES A PRESUMPTION THAT THE PERSON IS IN VIOLATION OF
12 THIS SECTION.

13 I. FOR THE PURPOSES OF THIS SECTION:

14 1. "COMMON GOODS" MEANS ITEMS THAT ARE COMMONLY USED
15 ACROSS A WIDE VARIETY OF ORGANIZATIONS AND THAT ARE NOT
16 SPECIFIC TO INFLUENCING THE OUTCOME OF AN ELECTION ON A BALLOT
17 MEASURE.

18 2. "DIRECTLY OR INDIRECTLY" MEANS ACTING EITHER ALONE
19 OR JOINTLY WITH, THROUGH OR ON BEHALF OF ANY OTHER INDIVIDUAL,
20 PERSON, COMMITTEE OR ENTITY.

21 3. "FOREIGN NATIONAL":

22 (a) MEANS:

23 (i) AN INDIVIDUAL WHO IS NOT A CITIZEN OR LAWFUL
24 PERMANENT RESIDENT OF THE UNITED STATES.

25 (ii) A GOVERNMENT, SUBDIVISION OR MUNICIPALITY OF A
26 FOREIGN COUNTRY.

27 (iii) A FOREIGN POLITICAL PARTY.

28 (iv) ANY ENTITY THAT IS ORGANIZED UNDER THE LAWS OF OR
29 HAS ITS PRINCIPAL PLACE OF BUSINESS IN A FOREIGN COUNTRY.

30 (v) ANY UNITED STATES ENTITY THAT IS WHOLLY OR MAJORITY
31 OWNED BY ANY FOREIGN NATIONAL UNLESS ANY CONTRIBUTION OR
32 EXPENDITURE THE ENTITY MAKES IS DERIVED ENTIRELY FROM MONIES
33 GENERATED BY THE ENTITY'S OPERATIONS IN THE UNITED STATES AND
34 ALL DECISIONS CONCERNING THE CONTRIBUTION OR EXPENDITURE ARE
35 MADE BY INDIVIDUALS WHO ARE UNITED STATES CITIZENS OR
36 PERMANENT RESIDENTS, EXCEPT FOR DECISIONS SETTING OVERALL
37 BUDGET AMOUNTS.

38 (b) DOES NOT INCLUDE FEDERALLY RECOGNIZED SOVEREIGN
39 TRIBAL NATIONS.

40 4. "PERSON" MEANS AN INDIVIDUAL OR A CORPORATION OR
41 OTHER ENTITY.

42 5. "PRELIMINARY ACTIVITY" INCLUDES CONDUCTING A POLL OR
43 FOCUS GROUP, DRAFTING BALLOT MEASURE LANGUAGE, MAKING
44 TELEPHONE CALLS OR TRAVELING.

1 6. "PROHIBITED SOURCES" MEANS CONTRIBUTIONS, IN-KIND
2 GOODS OR SERVICES OR EXPENDITURES BY A FOREIGN NATIONAL.

3 Sec. 3. Title 16, chapter 6, article 1.3, Arizona
4 Revised Statutes, is amended by adding section 16-923, to
5 read:

6 16-923. Ballot measure expenditures; recordkeeping

7 A. ANY PERSON THAT MAKES A BALLOT MEASURE EXPENDITURE
8 SHALL KEEP AND PRESERVE A RECORD OF THE EXPENDITURE FOR TWO
9 YEARS FOLLOWING THE END OF THE ELECTION CYCLE DURING WHICH THE
10 EXPENDITURE WAS MADE.

11 B. A PERSON, ENTITY OR COMMITTEE THAT IS REQUIRED TO
12 FILE CAMPAIGN FINANCE REPORTS PURSUANT TO SECTION 16-926 AND
13 THAT RECEIVES A BALLOT MEASURE EXPENDITURE SHALL KEEP AND
14 PRESERVE A RECORD OF THE EXPENDITURE FOR TWO YEARS FOLLOWING
15 THE END OF THE ELECTION CYCLE IN WHICH THE BALLOT MEASURE
16 EXPENDITURE WAS RECEIVED.

17 2. The Secretary of State shall submit this proposition to the
18 voters at the next general election as provided by article IV, part 1,
19 section 1, Constitution of Arizona.