

COMMITTEE ON FEDERALISM, MILITARY AFFAIRS & ELECTIONS
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2205
(Reference to printed 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 16-452, Arizona Revised Statutes, is amended to
3 read:

4 16-452. Rules; instructions and procedures manual; approval
5 of manual; field check and review of systems;
6 violation; classification

7 A. After consultation with each county board of supervisors or
8 other officer in charge of elections, the secretary of state shall
9 prescribe rules to achieve and maintain the maximum degree of correctness,
10 impartiality, uniformity and efficiency on the procedures for early voting
11 and voting, and of producing, distributing, collecting, counting,
12 tabulating and storing ballots. The secretary of state shall also adopt
13 rules regarding fax transmittal of unvoted ballots, ballot requests, voted
14 ballots and other election materials to and from absent uniformed and
15 overseas citizens and shall adopt rules regarding internet receipt of
16 requests for federal postcard applications prescribed by section 16-543.

17 B. The rules shall be prescribed in an official instructions and
18 procedures manual to be issued not later than December 31 of each
19 odd-numbered year immediately preceding the general election. Before its
20 issuance, the manual shall be approved by the governor and the attorney
21 general. The secretary of state shall submit the manual to the governor
22 and the attorney general not later than October 1 of the year before each
23 general election.

24 C. A person who violates any rule adopted pursuant to this section
25 is guilty of a class 2 misdemeanor.

26 D. The secretary of state shall provide personnel who are experts
27 in electronic voting systems and procedures and in electronic voting

1 system security to field check and review electronic voting systems and
2 recommend needed statutory and procedural changes.

3 E. ~~[THE AUTHORIZATION]~~ [THE REQUIREMENT] TO ADOPT AN OFFICIAL
4 INSTRUCTIONS AND PROCEDURES MANUAL PURSUANT TO THIS SECTION ~~[DOES NOT~~
5 ~~CONSTITUTE]~~ [SHALL NOT BE CONSTRUED AS] AN EXCESSIVE DELEGATION OF
6 LEGISLATIVE POWERS. [THE OFFICIAL INSTRUCTIONS AND PROCEDURES MANUAL HAS
7 THE FORCE OF LAW ONLY FOR THOSE PROVISIONS THAT THE LEGISLATURE HAS
8 SPECIFICALLY AUTHORIZED THE SECRETARY OF STATE TO INCLUDE AND NOT THE
9 SECTIONS INCLUDED PURSUANT TO THE GENERAL GRANT OF AUTHORITY IN SUBSECTION
10 A OF THIS SECTION.]

11 Enroll and engross to conform

12 Amend title to conform

And, as so amended, it do pass

JOHN GILLETTE
CHAIRMAN

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