

COMMITTEE ON FEDERALISM, MILITARY AFFAIRS & ELECTIONS  
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2448  
(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 16-411, Arizona Revised Statutes, is amended to  
3 read:

4 16-411. Designation of election precincts and polling places:  
5 voting centers; electioneering; wait times

6 A. The board of supervisors of each county, on or before October 1  
7 of each year preceding the year of a general election, by an order, shall  
8 establish a convenient number of election precincts in the county and  
9 define the boundaries of the precincts as follows:

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

15 2. If after October 1 of the year preceding the year of a general  
16 election the board of supervisors must further adjust precinct boundaries  
17 due to the redistricting of election districts as prescribed by law and to  
18 comply with this subsection, the board of supervisors shall adjust these  
19 precinct boundaries as soon as is practicable.

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

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

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

8           3. On a specific finding of the board that the number of persons  
9 who are listed as early voters pursuant to section 16-544 and who are not  
10 expected to have their ballots tabulated at the polling place as  
11 prescribed in section 16-579.02 is likely to substantially reduce the  
12 number of voters appearing at one or more specific polling places at that  
13 election, adjacent precincts may be consolidated by combining polling  
14 places and precinct boards for that election. The board of supervisors  
15 shall ensure that a reasonable and adequate number of polling places will  
16 be designated for that election. Any consolidated polling places shall be  
17 listed in separate sections of the order or resolution of the board.

18           4. On a specific resolution of the board, the board may authorize  
19 the use of voting centers in place of or in addition to specifically  
20 designated polling places. A voting center shall allow any voter in that  
21 county to receive the appropriate ballot for that voter on election day  
22 after presenting identification as prescribed in section 16-579 and to  
23 lawfully cast the ballot. Voting centers may be established in  
24 coordination and consultation with the county recorder, at other county  
25 offices or at other locations in the county deemed appropriate.

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

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

32           (b) A qualified elector voting at an emergency voting center shall  
33 provide identification as prescribed in section 16-579, except that  
34 notwithstanding section 16-579, subsection A, paragraph 2, for any voting  
35 at an emergency voting center, the county recorder or other officer in  
36 charge of elections may allow a qualified elector to update the elector's  
37 voter registration information as provided for in the secretary of state's  
38 instructions and procedures manual adopted pursuant to section 16-452.

39           (c) If an emergency voting center established pursuant to this  
40 section becomes unavailable and there is not sufficient time for the board  
41 of supervisors to convene to approve an alternate location for that  
42 emergency voting center, the county recorder or other officer in charge of  
43 elections may make changes to the approved emergency voting center  
44 location and shall notify the public and the board of supervisors  
45 regarding that change as soon as practicable. The alternate emergency  
46 voting center shall be as close in proximity to the approved emergency  
47 voting center location as possible.

1 C. If the board fails to designate the place for holding the  
2 election, or if it cannot be held at or about the place designated, the  
3 justice of the peace in the precinct, two days before the election, by an  
4 order, copies of which the justice of the peace shall immediately post in  
5 three public places in the precinct, shall designate the place within the  
6 precinct for holding the election. If there is no justice of the peace in  
7 the precinct, or if the justice of the peace fails to do so, the election  
8 board of the precinct shall designate and give notice of the place within  
9 the precinct of holding the election. For any election in which there are  
10 no candidates for elected office appearing on the ballot, the board may  
11 consolidate polling places and precinct boards and may consolidate the  
12 tabulation of results for that election if all of the following apply:

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

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

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

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

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

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

33 1. Space is not available at the school.

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

35 G. Beginning in 2026, the department of administration shall  
36 coordinate with state agencies and counties to provide available and  
37 appropriate state-owned facilities for use as a voting location for any  
38 city, county or state election when requested by the officer in charge of  
39 elections. [NOTWITHSTANDING ANY OTHER LAW, ALL GOVERNMENT-OWNED BUILDINGS  
40 OR FACILITIES OF A COUNTY, CITY OR TOWN THAT ARE ACCESSIBLE TO THE PUBLIC  
41 SHALL BE MADE AVAILABLE AS VOTING LOCATIONS FOR ANY CITY, COUNTY OR STATE  
42 ELECTION WHEN REQUESTED BY THE OFFICER IN CHARGE OF ELECTIONS.]

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

46 I. ~~[Except] in the case of an emergency, [FOR A NONELECTIONEERING~~  
47 POLLING PLACE AUTHORIZED BY SUBSECTION K.] any facility that is used as a

1 polling place on election day or that is used as an early voting site  
2 during the period of early voting shall allow persons to electioneer and  
3 engage in other political activity outside of the seventy-five foot limit  
4 prescribed by section 16-515 in public areas and parking lots used by  
5 voters. This subsection does not allow the temporary or permanent  
6 construction of structures in public areas and parking lots or the  
7 blocking or other impairment of access to parking spaces for voters.

8 [J.] [The county recorder or other officer in charge of elections  
9 shall post on its website at least two weeks before election day a list of  
10 those polling places] in which emergency conditions prevent electioneering  
11 [DESIGNATED AS NONELECTIONEERING SITES PURSUANT TO SUBSECTION K] [and  
12 shall specify the reason the] emergency [NONELECTIONEERING] [designation  
13 was granted and the number of attempts that were made to find a polling  
14 place before granting] an emergency [A NONELECTIONEERING]  
15 [designation. If the polling place is not on the website list of polling  
16 places with] emergency [NONELECTIONEERING] [designations, electioneering  
17 and other political activity shall be allowed outside of the seventy-five  
18 foot limit. If an emergency arises after the county recorder or other  
19 officer in charge of elections' initial website posting, the county  
20 recorder or other officer in charge of elections shall update the website  
21 as soon as is practicable to include any new polling places], shall  
22 highlight the polling place location on the website and shall specify the  
23 reason the emergency designation was granted and the number of attempts  
24 that were made to find a polling place before granting an emergency  
25 designation[.]

26 ~~J.~~ [K.] [For the purposes of this section, a county recorder or  
27 other officer in charge of elections] shall [MAY] [designate a polling  
28 place as] an emergency [A NONELECTIONEERING] [polling place and thus  
29 prohibit persons from electioneering and engaging in other political  
30 activity outside of the seventy-five foot limit prescribed by section  
31 16-515 but inside the property of the facility that is hosting the polling  
32 place if] any [THE FACILITY IS NOT GOVERNMENT-OWNED AND ONLY IF EITHER]  
33 [of the following occurs:

34 1. An act of God renders a previously set polling place as  
35 unusable.

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

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

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

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

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

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

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

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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