



Arizona Secretary of State's Office

2021 Elections Procedures Manual

Draft for Public Comment

SUMMARY OF UPDATES

New Laws Implemented (General Effective Date: Sept. 29, 2021)

- SB1002 (early voting envelopes; party affiliation)
- SB1003 (early voting; signature required; notice)
- SB1485 (early voting list; eligibility)
- SB1492 (election law amendments)
- SB1497 (ballot measures; proposition 105; disclosure)
- SB1530 (early ballots; instructions; undeliverable)
- SB1819 (budget procedures; budget reconciliation; 2021-2022)
- SB1835 (party representative; resident; violation)
- HB2033 (state mine inspector; qualifications)
- SB2054 (voter registration database; death records)
- HB2181 (write-ins; residency; filing deadlines)
- HB2307 (voting equipment; overvote notice)
- HB2308 (recall petitions and elections; revisions)
- HB2359 (election equipment; access; locks)

Court Decisions Implemented

- *Clayton v. West*, 489 P.3d 394 (Ariz. 2021)
- *Simpson v. Tarver*, No. CV-20-0218-AP/EL (Ariz. Aug. 24, 2020)
- *McKenna v. Soto*, 481 P.3d 695 (Ariz. 2021)

Summary of Other Key Updates

- Provides guidance for voters unable to complete or sign their voter registration form due to physical disability and those who assist these voters (Chapter 1)
- Clarifies that registered minors are eligible to sign candidate petitions (but remain ineligible to sign initiative, referendum, recall, or new party petitions) (Chapter 1)
- Requires counties to use a dedicated EMS Gateway Computer anytime the county: (1) downloads data from the internet onto a memory stick or other removable device that will be connected to the Election Management System (EMS); and/or (2) uploads data onto the internet from a stick or device that was connected to the EMS (Chapter 4)
- Requires counties to develop incident response plans for election incidents that have security implications and/or may disrupt election operations (Chapter 4)
- Incorporates procedures and requirements for electronic adjudication of ballots from the 2020 Addendum to the EPM (Chapters 4, 10)
- Clarifies guidance on processing candidate nomination petitions when the candidate submits more than the maximum number of permitted signatures (Chapter 6)
- Requires counties to consult with the appropriate tribal government(s) when selecting voting locations on reservations within the county and in preparing minority language translations required under Section 203 of the Voting Rights Act (Chapters 7, 8)
- Requires counties that utilize assigned polling places for Election Day to duplicate out-of-precinct ballots and count votes for the races in which the voter was eligible to cast a vote (Chapters 8, 9, 10)
- Clarifies that any official handling ballots during the post-election retention period must implement adequate procedures to maintain the security, integrity, and chain of custody of the ballots for the duration of the applicable retention period (Chapters 8, 13)
- Allows for reporting of vote totals for Presidential Preference candidates who withdraw after ballots are printed (Chapter 9)
- Requires that poll workers assigned to voting locations on tribal reservations be trained on common issues with nonstandard addresses and rules relating to tribal identification (Chapter 8)
- Clarifies that when Daylight Savings Time (DST) is in effect in the Navajo Nation, voting locations in the Navajo Nation must follow DST, and therefore presumptively close at 7:00 p.m. DST unless extended by court order (Chapter 12)