

House Engrossed

**FILED**

State of Arizona  
House of Representatives  
Forty-fourth Legislature  
Second Regular Session  
2000

**Betsey Bayless**  
**Secretary of State**

CHAPTER 8

**HOUSE BILL 2352**

AN ACT

AMENDING SECTIONS 16-515 AND 16-580, ARIZONA REVISED STATUTES; RELATING TO  
POLLING PLACE PROCEDURES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 16-515, Arizona Revised Statutes, is amended to  
3 read:

4 16-515. "Seventy-five foot limit" notices; posting; violation;  
5 classification

6 A. The board of supervisors shall furnish, with the ballots for each  
7 polling place, three notices, printed in letters not less than two inches  
8 high, reading: "Seventy-five foot limit" and underneath that heading the  
9 following:

10 No person shall be allowed to remain inside these limits while  
11 the polls are open, except for the purpose of voting, and except  
12 the election officials, one representative at any one time of  
13 each political party represented on the ballot who has been  
14 appointed by the county chairman of such political party, and  
15 the challengers allowed by law. Voters having cast their  
16 ballots shall at once retire without the seventy-five foot  
17 limit. A person violating any provision of this notice is  
18 guilty of a class 2 misdemeanor.

19 B. A minor voting in a simulated election at a polling place is  
20 subject to the same seventy-five foot limit restrictions prescribed for a  
21 voter. Persons supervising or working in a simulated election in which  
22 minors vote may remain within the seventy-five foot limit of the polling  
23 place. The inspector for the polling place shall exercise authority over all  
24 election and simulated election related activities at the polling place.

25 C. For an election that is held by an Indian tribe and that is held  
26 at a polling place at the same time and on the same date as any other  
27 election, the following apply:

28 1. A person who is voting is subject to the same seventy-five foot  
29 limit restrictions prescribed for other voters.

30 2. An election official for the tribal election may remain within the  
31 seventy-five foot limit for the polling place.

32 D. WITH THE PERMISSION OF THE VOTER, A MINOR MAY ENTER AND REMAIN  
33 WITHIN THE SEVENTY-FIVE FOOT LIMIT IN ORDER TO ACCOMPANY A VOTER INTO A  
34 POLLING PLACE, AN ON-SITE EARLY VOTING FACILITY AND A VOTING BOOTH WHILE THE  
35 VOTER IS VOTING.

36 ~~D.~~ E. Any person violating any provision of the seventy-five foot  
37 limit notice is guilty of a class 2 misdemeanor.

38 Sec. 2. Section 16-580, Arizona Revised Statutes, is amended to read:  
39 16-580. Manner of voting; assistance for certain electors

40 A. EXCEPT AS PRESCRIBED BY SUBSECTION G OF THIS SECTION, only one  
41 person per voting booth shall be permitted at any one time to sign for the  
42 receipt of a ballot and to wait for an opportunity to vote.

43 B. On receiving his A ballot the voter shall ~~forthwith~~, PROMPTLY and  
44 without leaving the voting area, retire alone, except as provided in  
45 subsection G OF THIS SECTION, to one of the voting booths THAT IS not

1 occupied, prepare his THE ballot in secret and vote in the manner and  
2 substantial form as required by the instruction to voters.

3 C. In order that the rights of other voters shall not be interfered  
4 with, a voter shall not be allowed to occupy a voting booth for more than  
5 five minutes when other voters are waiting to occupy the booth. If he THE  
6 VOTER refuses to leave after the lapse of five minutes he THE VOTER may be  
7 removed by the judges. If a person VOTER has not completed his A ballot  
8 after the allotted five minutes, he THE VOTER may request the marshal to hold  
9 his THE ballot and when another booth is empty and all voters present have  
10 had an opportunity to vote the removed person may be allowed an additional  
11 five minutes in the booth.

12 D. Before leaving the voting booth the voter shall fold his THE ballot  
13 lengthwise and crosswise, or place his THE VOTER'S card in the ballot  
14 envelope, but in such a way that the contents of the ballot shall be  
15 concealed and the stub, IF ANY, can be removed without exposing the contents  
16 of the ballot and shall keep the ballot folded until he THE VOTER has  
17 delivered it to the inspector, or judge acting as such.

18 E. The election board official shall receive the ballot from the voter  
19 and in the presence of the election board AND IF THE BALLOT INCLUDES A STUB,  
20 remove the stub without opening the ballot, deposit the ballot in the ballot  
21 box, or if the voter so requests, hand the ballot to the voter and permit the  
22 voter to deposit the ballot in the ballot box, and string the stub, IF ANY,  
23 upon a string provided therefor. If THE BALLOT IS OF THE TYPE THAT INCLUDES  
24 A STUB AND the stub has been removed from the ballot prior to receipt by the  
25 election official, it shall not be deposited in the ballot box, but it shall  
26 be marked "spoiled" and placed with the spoiled ballots.

27 F. After delivery of the ballot to the election board official, or if  
28 the voter has asked to deposit the ballot in the ballot box, after the ballot  
29 is deposited, the voter shall then proceed outside the voting area and shall  
30 not again enter the voting area unless he THE VOTER is an authorized election  
31 official.

32 G. Any registered voter may, at his THE VOTER'S option, BE ACCOMPANIED  
33 BY A MINOR WHO IS PERMITTED IN THE VOTING BOOTH PURSUANT TO SECTION 16-515,  
34 SUBSECTION D, be accompanied and assisted by a person of his THE VOTER'S own  
35 choice or shall be assisted by two election officials, one from each major  
36 political party, during any process relating to voting or during the actual  
37 process of voting on a paper ballot, machine or electronic voting system. A  
38 person who is a candidate for an office in that election other than the  
39 office of precinct committeeman is not eligible to assist any voter.

~~APPROVED BY THE GOVERNOR MARCH 6, 2000~~

~~FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 7, 2000~~