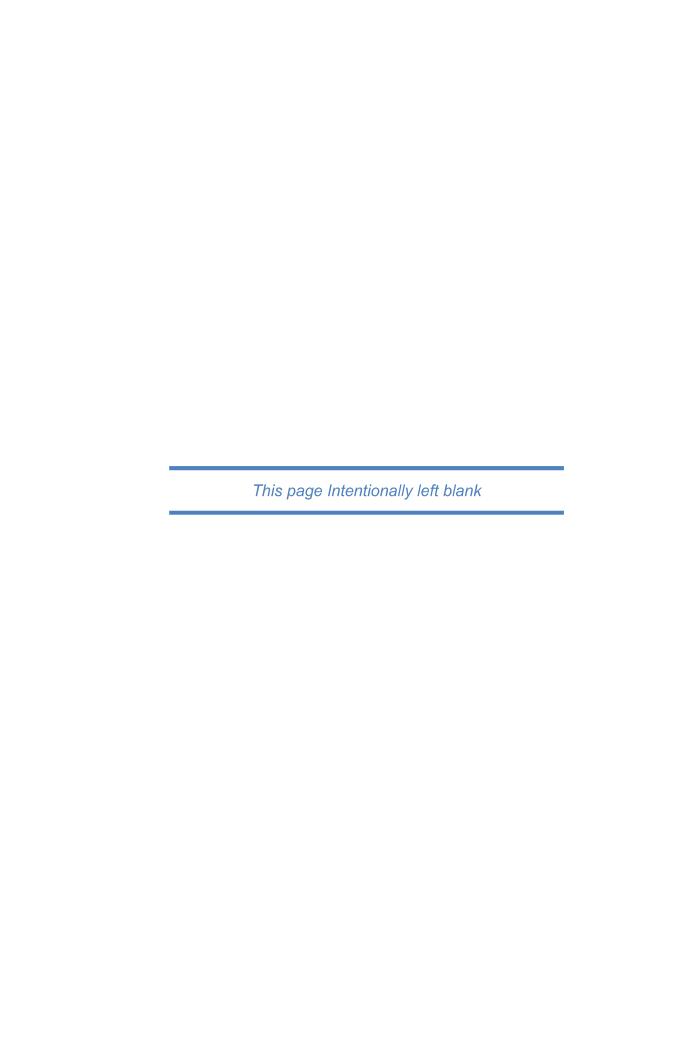


Yuma County Election Services Candidate Handbook





ELECTION SERVICES DIVISION

102 S. Main Street Yuma, Arizona 85364 Telephone: (928) 373-1014

E-mail: elections@yumacountyaz.gov www.yumacountyaz.gov

Dear Candidate:

This informational packet has been prepared to assist you in complying with election filings and requirements as a candidate in the 2024 Yuma County Elections. While we will attempt to assist you in any way we can, this is provided with the understanding that **Election Services** personnel cannot engage in the rendering of legal advice or accounting services.

All persons pursuing candidacy are encouraged to refer to the Arizona Constitution and/or Arizona Revised Statutes that may apply. *Please note that this information may change during the 2023 Legislative Session. This handbook will be updated, as necessary, when new or changed laws are enacted.

All documents will be filed with Yuma County Election Services, excluding documents for school board candidates. This packet contains basic information regarding election requirements, nomination filings and campaign finance information.

If you need further assistance please contact:

For School Board Candidate Filings

Yuma County School Superintendent 210 South First Avenue Yuma, AZ 85364 (928) 373-1006 FAX: (928) 329-2008 Monday – Friday 8:00 a.m. to 5:00 p.m.

For all other Candidates and Campaign Finance Filings

Yuma County Election Services 102 South Main Street Yuma, AZ 85364 (928) 373-1014 Monday – Friday 8:00 a.m. to 5:00 p.m.

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2024 IMPORTANT ELECTION DATES

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Voter Registration Closes				
Early Voting Begins				
Primary Election				
General Election October 9, 2024				
CANDIDATE NOMINATION PETITIONS				
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First day to file				
Last day to fileApril 8, 2024 at 5:00 p.m.				
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OFFICES TO BE ELECTED IN 2024

FEDERAL AND STATE OFFICES:

- U.S. President
- U.S. Senator
- U.S. Representative in Congress
- State Senator
- State Representative
- Corporation Commissioner

COUNTY OFFICES:

- Board of Supervisor, Dist. 1
- Board of Supervisor, Dist. 2
- Board of Supervisor, Dist. 3
- Board of Supervisor, Dist. 4
- Board of Supervisor, Dist. 5
- County Assessor
- County Attorney
- County Recorder
- County School Superintendent
- County Sheriff
- County Treasurer
- Judge of Superior Court, Div. 1
- Judge of Superior Court, Div. 4
- Judge of Superior Court, Div. 6
- Judge of Superior Court, Div. 7
- Precinct Committeeman (Primary Only)

CITIES AND TOWNS:

- City of San Luis
- City of Somerton
- Town of Wellton
- City of Yuma

GENERAL ELECTION ONLY:

- Arizona Western College Governing Board
- Hospital District
- Pest Abatement District
- School Districts

*Per A.R.S. §§ <u>15-424</u>, <u>16-410</u>, <u>16-822</u> and <u>48-5503</u>, certain candidate elections may be cancelled if there are equal to or fewer candidates seeking office, including write-in candidates, than the number to elect for a given race.

WHERE TO CALL

<u>Candidate filings, requirements, campaign finance, related election</u> information:

Yuma County Election Services 102 S. Main Street Yuma, AZ 85364 (928) 373-1014

Monday – Friday 8:00 a.m. to 5:00 p.m. Email: elections@yumacountyaz.gov

https://www.yumacountyaz.gov/voterandelectionservices

Voter registration, early voting and voter lists:

Yuma County Recorder 102 S. Main Street Yuma, AZ 85364 (928) 373-6034

Monday – Friday 8:00 a.m. to 5:00 p.m. E-mail: voterservices@yumacountyaz.gov

https://www.yumacountyaz.gov/voterandelectionservices

School District candidate requirements and filings:

Yuma County School Superintendent 210 S. 1st Avenue Yuma, AZ 853664 (928) 373-1006 Monday – Friday 8:00 a.m. – 5:00 p.m. https://www.yumasupt.org/

Federal and State candidate requirements and filings:

The Office of the Secretary of State Election Division
1700 W. Washington Steet, 7th Floor Phoenix, AZ 85007
(602) 452-8683
TDD (602) 255-8683
1-800-458-5842 (AZ only)
https://azsos.gov/

CANDIDATE QUALIFICATIONS

GENERAL PROVISIONS

A person shall be eligible for a county office if, at the time of the election or appointment, the person is eighteen years of age or over, a resident of the state, an elector of the county or precinct in which the duties of the office are to be exercised, and is able to read and write the English language. The Board of Supervisors shall be the sole judge of such qualifications, subject to review by the superior court (A.R.S. § 11-402).

Some offices have specific requirements which are listed below:

BOARD OF SUPERVISOR

A person seeking election for the office of Board of Supervisor must be a qualified elector of their supervisorial district and who shall be elected at a general election at which the president of the United States is elected (A.R.S. § 11-211).

COUNTY ASSESSOR

A person is eligible for the office of Assessor if the person is eighteen years of age or over, a registered voter and resides in Yuma County (A.R.S. § 11-402).

COUNTY ATTORNEY

A person is eligible for the office of County Attorney if the person is an attorney at law, licensed and in good standing in this state (A.R.S. § 11-531).

COUNTY RECORDER

A person is eligible for the office of Recorder if the person is eighteen years of age or over, a registered voter and resides in Yuma County (A.R.S. § 11-402).

SCHOOL SUPERINTENDENT

A person is eligible for the office of County School Superintendent if the person holds a basic or standard certificate to teach in the schools of this state (A.R.S § 15-301).

COUNTY SHERIFF

A person seeking election to the office of Sheriff must reside in the county that they are elected and they cannot practice law while serving as Sheriff (A.R.S. § 11-402).

COUNTY TREASURER

A person is eligible for the office of Treasurer if the person is over the age of eighteen years of age or over, a registered voter and resides in Yuma County (A.R.S. § 11-402).

SUPERIOR COURT JUDGE

A person is eligible for the office of judge of the superior court who is at least thirty years of age, of good moral character, and admitted to the practice of law in and a resident of the state for five years preceding their taking office (A.R.S. § 12-120.01).

PRECINCT COMMITTEEMAN

Any member of a recognized political party who is a registered voter in the precinct is eligible to seek the office of precinct committeeman of that party in that precinct

(A.R.S. §16-822).

CONSTABLE

A person is eligible for the office of Constable if the person is eighteen years of age or over, a registered voter and resides in Yuma County (A.R.S. § 11-402).

SCHOOL DISTRICT GOVERNING BOARD

A person who is a registered voter of this state and has been a resident of the school district for at least one year immediately preceding the day of election is eligible for election to the office of governing board member.

No employee of a school district or the spouse of such employee may hold membership on a governing board of a school district by which such employee is employed.

A member of one governing board is ineligible to be a candidate for nomination or election or serve simultaneously as a member of any other governing board, except that a member of a governing board may be a candidate for nomination or election for any other governing board if the member is serving in the last year of a term of office. A member of a governing board shall resign the member's seat on the governing board before becoming a candidate for nomination or election to the governing board of any other school district, unless the member of the governing board is serving in the last year of a term of office.

Persons related as immediate family who have the same household of residence within four years prior shall not serve simultaneously on the governing board of the same school district if the governing board is composed of five members.

A person related as immediate family who has the same household of residence within four years prior to a member of the governing board of the same school district is ineligible to be a candidate for nomination or election to that governing board if the governing board is composed of five members, except that a person related as immediate family who has the same household of residence within four years prior to a member of a governing board may be a candidate for nomination or election to the governing board of the same school district if the member is serving in the last year of a term of office (A.R.S. § 15-421).

COMMUNITY COLLEGE DISTRICT GOVERNING BOARD

A person is eligible for the Arizona Western College Governing Board if the person is a registered voter of this state and has been a resident of the school district for at least one year immediately preceding the day of election (A.R.S. §15-421).

PEST ABATEMENT DISTRICT

A person is eligible for the Pest Abatement Governing Board who is a landowner within the district. If, during the member's term of office, the member sells or otherwise disposes of the land the member owned within the district, the member's term automatically expires and a vacancy exists in the board (A.R.S. § 48-2107).

MARTINEZ LAKE FIRE DISTRICT GOVERNING BOARD

A person eligible for serving on the Martinez Lake Fire District Governing Board must be, and during incumbency must remain, a qualified elector of the fire district (A.R.S. § 48-802).

MARTINEZ LAKE ROAD IMPROVEMENT AND MAINTENANCE DISTRICT

A person eligible for the Martinez Lake Road Improvement and Maintenance District must be qualified elector of the district (A.R.S. § 48-1082).

HOSPITAL DISTRICT

A person eligible for the Hospital District Governing Board must be a resident real property owner within the district, and must not be an elected or appointed state, county or city official (A.R.S. § 48-1908).

CANDIDATE INFORMATION

Candidate packets include the following documents:

- Statement of Interest*
- Nomination Paper*
- Nomination Petition* (A.R.S. § 16-314(C))
- Financial Disclosure Form*
- Financial Disclosure Form Instructions
- Unofficial signature requirements

STATEMENT OF INTEREST

Certain candidates seeking primary election nomination or nomination other than by primary must file a statement of interest no later than the date of their first petition signature. The exceptions are candidates for President and Vice President, certain <u>Title 48</u> special districts (Chapters 2, 3, 11, 12, 15, 17, 18, 19, 20, 22, 27, and 32) and precinct committeeman (A.R.S. § 16-311 (H)).

^{*}Required - Candidates must file required documents on time or their names will not appear on the ballot (A.R.S. §§§ 16-311(H), 16-312(B), 16-341(I)).

Information required on the statement consists of:

- Name
- Political party, if applicable
- Office you are interested in running for
- Signature

Recommended additional information:

- The date of the election
- Residential address
- Mailing address, if applicable
- Phone number
- Email address

NOMINATION PAPER

The candidate's nomination paper, affidavit of qualification and campaign finance laws statement are combined in one document.

The nomination paper must state the candidate's actual residence address or description of location, mailing address, political party, the office and district or precinct, the **EXACT** manner in which the candidate's name is to be printed on the official ballot, and the date of the Primary or General Election. A candidate at the Primary Election for a political party must be a qualified elector of the political party (A.R.S. § 16-311(A), (B)).

At the time of filing, a candidate for public office must be a qualified elector and must reside in the county, district or precinct that the candidate proposes to represent. A candidate must file an affidavit of qualification (included on the Nomination Paper) that includes facts sufficient to show that, other than the residency requirement, the candidate will be qualified at the time of election to hold the office sought and has no final, outstanding judgments of more than an aggregate of \$1,000 that arose from failure to comply with or enforcement of A.R.S. Title 16, Chapter 6 (Ariz. Const., Art. VII, § 15; (A.R.S. § 16-311(A)).

Candidates are prohibited from filing documents to run for more than one office at the same election if they cannot serve in both positions (A.R.S. § 38-296.01).

A candidate's name, as it appears on the official ballot, is limited to the candidate's surname (last name) and given name or names (first name). Abbreviated versions of names, initials or nicknames are permissible. Quotation marks are permitted. A nickname may not suggest reference to professional, fraternal, religious or military titles. The candidate's printed name on the ballot will indicate the candidate's last name first (ARS § 16-311(G)).

Also included on the Nomination Paper is the Campaign Finance Laws Statement. You must sign the statement that you have read all applicable laws relating to campaign financing and reporting.

After the ballot is created, each candidate will be sent a proof to verify that their name is listed on the ballot the same way it was listed on the nomination paper. This is **NOT** an opportunity to change the way a candidate's name will be listed on the ballot, only to correct any errors Election Services may have made.

NOMINATION PETITIONS

All candidates must file nomination petitions, which contain signatures of qualified electors of the office being sought. This form is prescribed by statute (A.R.S. § 16-315). Signature requirements for candidates are based on the number of registered voters on January 2, 2024. REMEMBER THE NOMINATION PETITION, MUST BE REPRODUCED EXACTLY, FRONT AND BACK (A.R.S. § 16-322(B)).

Signature requirements are posted on the Election Services website, https://www.yumacountyaz.gov/voterandelectionservices

The candidate must file at least the minimum number of signatures required for the office sought and no more than the maximum number. If there are too few, Election Services cannot accept the nomination papers (A.R.S. § 16-322(B)).

The nomination petition caption must be in substantially the same language as the one provided in your packet. A photograph of the candidate may appear on the nomination petition. The signature portion, circulator instructions and statement must be in the form provided by law (A.R.S. §§ 16-314, 16-315).

The nomination petition of a person seeking to fill an unexpired vacant term for any public office shall designate the expiration date of the term following the name of the office being sought (A.R.S. § 16-314(D)).

Signers

Each signer of a nomination petition shall be a registered voter in the electoral district the office the candidate is seeking at the time of signing the petition (A.R.S. §§ $\underline{16-321(B)}$ & $\underline{16-322(B)}$).

Individuals who sign <u>partisan</u> nomination petitions must be qualified to vote for the candidate. Individuals who are eligible to vote for the candidate include voters who are registered as:

- Members of the candidate's political party
- Independents
- No party preference
- Members of political parties that are not qualified for representation on the ballot

Individuals who sign <u>non-partisan nomination</u> petitions must be qualified to vote for the candidate (A.R.S. § 16-322). Individuals who are eligible to vote for the candidate include voters who reside in the county, district or precinct that the candidate proposes to represent.

A person may sign a nomination petition for only one candidate for each office unless there is more than one vacancy to be filled. For example, if five candidates are running for County Supervisor in District 2, an elector can only sign a petition for one candidate, as there is only one seat to be filled.

A person may sign a nomination petition for Independent or Nomination Other Than by the Primary Election candidates. The petition may be signed by any qualified elector, regardless of political party affiliation, who has not signed a nomination petition of another candidate for the office to be voted for at the Primary or General Election.

Circulators

All petitions must be signed by the person that circulated that petition. A petition that does not have the circulator's name signed on the back is invalid and those signatures will not count. A circulator's name must be typed or printed under such person's signature and include the circulator's residential address or, if no street address, a description of residential location. The elector must sign the petition, print their name and give their residential address or describe the residential location, and include the date the petition was signed (A.R.S. § 16-315(B)).

A petition circulator is not required to be a resident of this state but otherwise must be qualified to register to vote in this state. Non-resident circulators must register with the Secretary of State and indicate an address at which they agree to accept service of process as well as the company they are working for. Circulators are not required to be a member of the candidate's political party or a voter in the district the candidate proposes to represent.

SIGNATURE REQUIREMENTS

Signature requirements for candidates are based upon the number of registered voters on January 2, 2024 (A.R.S. § 16-322(B)).

Signature requirements will be posted on the Yuma County Election Services website, https://www.yumacountyaz.gov/voterandelectionservices, before the end of January 2024.

Recognized Parties' Candidates - The signature requirement is based on a percentage of active voters registered in the applicable district in the candidate's party as reported pursuant to A.R.S. §§ 16-168(G), 16-311 and 16-322.

- <u>Candidates for a county office or superior court judge</u> at least one-fourth of one percent but not more than ten percent of the total number of qualified signers in the county or district.
- <u>Candidates for a community college district</u> at least one-quarter of one percent but not more than ten percent of active registrants in the precinct as established pursuant to <u>A.R.S. § 15-1441</u>, not to exceed 1,000 signatures.
- <u>Candidates for county precinct committeeman</u> at least two percent but not more than ten percent of active party registrants in the precinct or 10 signatures, whichever is less.
- <u>Candidates for justice of the peace or constable</u> at least one percent but not more than ten percent of the number of active registrants in the precinct.

Non-Partisan Candidates (A.R.S. § 16-311(B))

- <u>Candidates for a governing board of a school district or a joint technical education district</u> at least one-half of one percent of active registrants in the district, not to exceed 400.
- <u>Candidates for a governing body of a special district as described in Title 48</u> at least one-half of one percent of the vote in the special district but not more than 250 and not fewer than five signatures.

Independent or Third Party Candidates (A.R.S. § 16-341)

The signature requirement for Independent or Nomination Other Than by Primary
Candidates is three percent of the qualified electors of the county, subdivision or
district for which the candidate is nominated who are not members of a political
party that is qualified to be represented by an official party ballot at the next ensuing
primary election and accorded representation on the general election ballot.

Signature requirements for other offices are found in <u>A.R.S. § 16-322.</u>

DEADLINE TO FILE NOMINATION PAPERS

- Primary Election Candidate filing is between:
 - o March 11, 2024 through April 8, 2024 at 5:00 p.m.
- General Election Candidate filing is between:
 - June 10, 2024 through July 8, 2024 at 5:00 p.m.
- ➤ "Nomination Other Than by Primary" or "Independent" Candidate filing is between:
 - March 11, 2024 through April 8, 2024 at 5:00 p.m.

FINANCIAL DISCLOSURE STATEMENT

At the time the nomination papers are filed, a candidate for public office must file a Financial Disclosure Statement on a form prescribed by the Secretary of State (A.R.S. § 18-444). The <u>Financial Disclosure Handbook</u>, available on the Arizona Secretary of State's website guides candidates on how to complete this statement.

WRITE-IN CANDIDATES

Except for elections subject to cancellation, a write-in candidate must file all the documents that are required for other candidates, except nomination petitions, no later than <u>40 days</u> prior to the Primary or General Election (A.R.S. §§ <u>16-312</u>, <u>16-410</u>).

- Primary Election Deadline for Write-in Candidates is June 27, 2024 at 5:00 p.m.
- ➤ General Election Deadline for Write-in Candidates is September 26, 2024 at 5:00 p.m.

Write-in Candidates for elections subject to cancellation must be filed <u>106 days</u> before the election (A.R.S. § 16-312(B)(2)). These offices include:

- School District Candidates (A.R.S. § 15-424)
- Precinct Committeeman (A.R.S. § 16-822)
- Pest Abatement District Candidates (A.R.S. § 48-2107)
- Hospital District Candidates (A.R.S. § 48-1908)
- Community College District Candidates (A.R.S. § 15-1442)
- Other Special District Candidates (A.R.S. §§ <u>48-802</u>, <u>48-1208</u>, <u>48-1012</u>, <u>48-1404</u>, 48-2010, 48-2208)
 - ➤ Primary Election Deadline for Write-in Candidates for elections subject to cancellation is April 22, 2024 at 5:00 p.m.
 - ➤ General Election Deadline for Write-in Candidates for elections subject to cancellation is July 22, 2024 at 5:00 p.m.

Only candidates who file complete, timely documents will be considered "Official Write-in Candidates." Only Official Write-in Candidates will have their names posted in the polling places and their votes counted (A.R.S. § 16-312(C)).

Number of Votes Required for Election of a Write-In Candidate

A write-in candidate for a party entitled to continued representation on the ballot will not be issued a certificate of nomination to be a candidate on the General Election ballot unless the candidate receives a number of votes equivalent to at least the same number of signatures required by <u>A.R.S. § 16-322</u> for nominating petitions for the same office (A.R.S. § 16-645(E)).

A write-in candidate for a party which has not qualified for continued representation will not be issued a certificate of nomination unless the candidate receives a plurality of the votes of the party for the office sought (A.R.S. § 16-645(D)).

Ineligibility

A person cannot file as a write-in candidate in the General Election if the person ran for the same office in the Primary Election and failed to be nominated.

A candidate whose nomination petitions are successfully challenged for lack of a sufficient number of signatures cannot run as a write-in candidate for the same office in the Primary or General Election in the same year.

A candidate in the General Election, who filed a nomination petition for Nomination Other Than by Primary for the office sought and failed to provide a sufficient number of valid petition signatures as prescribed by <u>A.R.S. § 16-341</u>, cannot run as a write-in candidate (A.R.S. § 16-312).

Yuma County Elections will notify the Vote Center inspectors of candidates properly filed as write-in candidates. No other write-ins shall be counted. The Vote Center inspector shall post the notice of Official Write-in Candidates in a conspicuous location within the polling place.

WITHDRAWAL FROM THE BALLOT

Candidates who decide to have their name removed from the ballot for any election must submit a notarized Statement of Withdrawal to the Election Services Office.

- School Governing Board candidates may submit their notarized Statement of Withdrawal to the School Superintendent's Office.
- When a candidacy is withdrawn, if the candidate has resigned a campaign committee, the committee is required to continue filing campaign finance reports until/unless the committee is terminated.
- Candidates that withdraw their names from the ballot **cannot** run as a write-in candidate for the same office.

CAMPAIGN FINANCE

IMPORTANT CAMPAIGN FINANCE REQUIREMENTS

State law requires candidates to account for all monies or things of value received and expended by them, their campaign committee or individuals on behalf of a person's candidacy for public office.

Once a candidate or committee receives or expends more than \$1,400 they must file a Statement of Organization within 10 DAYS after receiving or expending money over the \$1,400 limit and are then required to complete campaign finance reports.

State statutes do not limit the dollar amount a candidate can spend during the campaign. Campaign contributions are, however, limited pursuant to state law (A.R.S. § 16-937).

2024 FILING DATES FOR CAMPAIGN FINANCE REPORTS

If a candidate never reaches the threshold, registration and reporting are not required; however, the committee should still keep record of all transactions. A candidate may only have one committee in existence for the same office during the same election cycle.

Pursuant to A.R.S. §§ <u>16-913(B),(C)</u>, <u>16-916</u>

NAME OF REPORT	TIME PERIOD COVERED IN REPORT	REPORT DUE BETWEEN
Quarter 1	January 01, 2024 through March 31, 2024	April 01, 2024 to April 15, 2024
Quarter 2	April 01, 2024 through June 30, 2024	July 01, 2024 to July 15, 2024
Pre-Primary Election (Q3)	July 01, 2024 through July 20, 2024	July 21, 2024 to July 27, 2024
Post-Primary Election	July 21, 2024 through September 30, 2024	October 01, 2024 to October 26, 2024
Pre-General Election	October 01, 2024 through October 19, 2024	October 20, 2024 to October 26, 2024
Post-General Election (Q4)	October 20, 2024 through December 31, 2024	January 01, 2025 to January 15, 2025*

^{*}Effective April 15, 2018, the reporting deadline is extended to the next business day. See A.R.S.§ 1-243(A) and A.R.S.§ 1-303.

CAMPAIGN FINANCE FILING PENALTIES

A committee that has a Statement of Organization on file is required to file either a Campaign Finance Report or No Activity Statement for all reporting periods until the committee has filed a Termination Statement. If the campaign finance reports are not filed by the deadlines listed above, a late filing fee will be assessed.

The late filing fee begins at \$10 for each **BUSINESS** day the report is late from the date the report is due until the 15th day after notification of the late filing. On the 16th late day, the fee increases to \$25 a day until it reaches a maximum of \$1,000.

If the date for filing any statement, designation or report required by this article is a Saturday, Sunday or another legal holiday, the filing deadline is the next day that is not a Saturday, Sunday or another legal holiday (Rule 6(a)(3), Arizona Rules of Civil Procedure)

TERMINATION OF A COMMITTEE

A termination statement may be filed if all of the following apply:

- 1. The committee will no longer receive any contributions or make any disbursements.
- 2. The committee either:
 - a. Has no outstanding debts or obligations
 - b. Has outstanding debts or obligations, or both, that are all more than five years old and the committee's creditors have agreed to discharge the debts or obligations and have agreed to the termination of the committee.
- 3. Any surplus monies have been disposed of and the committee has no cash on hand.
- 4. All contributions and expenditures have been reported, including any disposal of surplus monies.

CAMPAIGN SIGNS

Yuma County Election Services is not responsible in any way for candidates' political signs or signage. Campaign signage limitations and requirements are listed in A.R.S. § 28-648(D).

Regulations on political sign placement vary according to the jurisdiction in which the sign is posted. Candidates and political committees should contact the county, city or town for information on posting of political signs. For further information on political sign regulations contact:

CITY OF YUMA
PLANNING AND ZONING

1 W. CITY PLAZA YUMA 85364 (928) 373-5174 YUMA COUNTY
PLANNING AND ZONING

2351 W. 26TH STREET YUMA 85364 (928) 817-5000

An authority having jurisdiction over the highways may remove or cause a sign to be removed, which could be considered a public nuisance, without notice (A.R.S. § 28-648(D)).

Criminal penalties

It is a Class 2 misdemeanor to remove, alter, deface or cover any candidate's political signs from 45 days before the Primary Election to 15 days after the General Election. Exception: If

a sign is posted on private property, the property owner or an agent of the property owner is permitted to remove the signs at any time, regardless of whether previous permission was given to post the signs (A.R.S. § 16-1019).

PUBLIC RECORDS REQUESTS

A person may request copies or to inspect a candidate's nomination paper, petitions and financial disclosure at a cost of \$.25 per page. Request forms may be found at https://www.yumacountyaz.gov/voterandelectionservices

Voter registration lists are also available. Costs vary by the number of voters on the list (A.R.S. § 16-168(E)). Contact Yuma County Voter Services for more information at (928) 373-6034 or voterservices@yumacountyaz.gov.

OPEN PRIMARY SYSTEM

Arizona's Open Primary Law allows voters registered as independent, no party preference or members of a party without ballot recognition to vote in the partisan Primary. The voter has a choice of one of the recognized political parties' ballots or may select the non-partisan ballot for local issues only (Arizona Constitution art. VII, § 10). Only names of candidates of state recognized parties appear on a partisan Primary Election ballot. Voters registered in a recognized political party may vote only the Primary Election ballot for their political party (A.R.S. § 16-467(B)).

Recognized parties are those which have achieved Primary ballot status through the petition process pursuant to A.R.S. §§ <u>16-801</u>, <u>16-802</u> and <u>16-803</u> or by qualifying for continued representation on the Primary Election ballot through ballots cast or voter registration (A.R.S. § <u>16-804</u>). New political parties' status will be determined through the petition process by December 2023.

ELECTIONEERING

Electioneering occurs when a person knowingly, intentionally, verbally expresses support for or opposition to a candidate, a ballot question or a political party with one or more candidates that appear on the ballot in that election in order to induce or compel another person to vote in a particular manner or to refrain from voting.

It is a Class 2 misdemeanor for any person to attempt to influence a person's vote within 75 feet of a vote center or early voting site. A person shall not be allowed to remain inside the 75-foot limit while the polls are open, except for the purpose of voting, and no electioneering materials may be present within the 75-foot limit.

Except in the case of an emergency, electioneering is permitted outside the 75-foot limit at any facility designated as a vote center or early voting site.

An election official, individuals appointed as political party representative or a challenger shall not wear, carry or display materials that identify or express support for or opposition to a candidate, political party or organization, ballot question or any other political issue and shall not electioneer within the 75-foot limit of a polling place (A.R.S. §§ 16-515, 16-1018).