



Honorable F. Ann Rodriguez

Pima County Recorder
115 North Church Avenue
Tucson, Arizona 85701

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WEB: <http://www.recorder.pima.gov>

Order Form & Contract

May 21, 2013 General Election

Request Made By: _____
Name of Candidate

	<u>EARLY BALLOTS</u>	<u>BALLOT RETURNS</u>	<u>TOTAL</u>
☐ All Town of Sahuarita Voters*	☐ \$60.00	☐ \$40.00	_____
☐ All Town of Marana*	☐ \$80.00	☐ \$60.00	_____
☐ City of South Tucson Vote-by-Mail	☐ \$10.00	☐ \$10.00	_____

* Town of Sahuarita and Town of Marana General Elections are being conducted as all Ballot-by-Mail.

Format:

Early voting return information will be available **only** on the Recorder's Web Site as a data dump. We will contact you via the e-mail address or fax number that you will provide to us below to issue your password onto our secure Web Site.

ALL DATA DUMPS WILL BE IN THE FOLLOWING FORMAT:

Comma and Quote delimited: "abdf", "as", "01412", "adfvzx"[HRt]

Information provided will include name, voter registration number, registration address, address to where ballot was mailed, party, precinct, telephone number and Congressional District.

Contact Name: _____

Phone: _____ **Fax**:** _____

E-Mail Address:** _____

******It is *imperative* that you provide an e-mail address and/or a fax number, so that the Recorder's office may communicate any changes to your campaign.

Candidate Initials: _____



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Please be advised the information derived from voter registration records is restricted for use as defined by Arizona Revised Statutes (A.R.S.), § 16-168. Any use of this information for purposes other than allowed by A.R.S. constitutes a Class 6 Felony, and will be referred to the Pima County Attorney's Office for investigation and prosecution.

By signing Page 3 of this Contract, the Candidate agrees to the following:

1. In no case shall voter registration information provided by the Pima County Recorder be used by anyone other than the Candidate or Candidate designee(s), nor will any portion of the information be sold, transferred or shared with any other candidate, committee, organization or individual.
2. In no case shall the voter registration information provided by the Pima County Recorder be used for a commercial purpose as defined in A.R.S. §39-121.03(D), in accordance with A.R.S. §16-168(E), which state in pertinent part:

A.R.S. §39-121.03(D):

"... 'commercial purpose' means the use of a public record for the purpose of sale or resale or for the purpose of producing a document containing all or part of the copy, printout or photograph for sale or the obtaining of names and addresses from public records for the purpose of solicitation or the sale of names and addresses to another for the purpose of solicitation or for any purpose in which the purchaser can reasonably anticipate the receipt of monetary gain from the direct or indirect use of the public record."

A.R.S. §16-168(E):

"...information derived from [voter] registration forms may be used only for purposes relating to a political or political party activity, a political campaign or an election...or for any other purpose specifically authorized by law and may not be used for a commercial purpose as defined in § 39-121.03. The sale of registers, lists and information derived from registration forms to a candidate or a registered political committee for a use specifically authorized by this subsection does not constitute use for a commercial purpose."

3. Pursuant to A.R.S. §16-168(F), the Pima County Recorder **DOES NOT AUTHORIZE** the transfer of any information derived from voter registration records (which includes all information provided under this agreement) by means of or through the Internet by any Candidate or designee, to any other person or entity. A.R.S. §16-168(F) provides in part:

Candidate Initials:_____



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A.R.S. §16-168(F):

“A person in possession of information derived from voter registration forms or precinct registers shall not distribute, post or otherwise provide access to any portion of that information through the internet except as authorized by subsection J of this section...Any person violating this subsection or subsection E of this section is guilty of a class 6 felony.”

A.R.S. §16-168(J):

“The county recorder shall protect access to voter registration information in an auditable format and method specified in the secretary of state’s electronic voting system instructions and procedures manual that is adopted pursuant to § 16-452.”

The Pima County Recorder assumes no liability in the event a Candidate, or designee of such, is found to be in violation of either of these provisions. The Pima County Recorder recommends that the Arizona Secretary of State or an attorney be consulted prior to any Candidate giving authorization for the electronic transfer of voter information among staff, vendors, or anyone else. Candidates discovered to be in violation of these provisions will no longer be given access to the data provided by this agreement.

CERTIFICATION

I certify that I have read and understand the contents of this Contract, and that the information supplied by the Recorder’s office will be used solely in accordance with the above-specified guidelines.

Signature: _____ **Date:** _____
(Candidate must sign)

State of Arizona)
)
County of _____)

On this _____ day of _____, 20____, before me personally appeared _____, whose identity was proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this document, and who acknowledged that he/she signed the above document.

Notary Public

Candidate Initials: _____