

NOTICE OF EXEMPT RULEMAKING  
TITLE 2. ADMINISTRATION  
CHAPTER 20. CITIZENS CLEAN ELECTIONS COMMISSION

PREAMBLE

1. **Article, Part or Sections Affected (as applicable)** **Rulemaking Action**  
R2-20-402.01 Amend
  
2. **The statutory authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):**  
Authorizing statute: A.R.S. § 16-940, *et seq.*  
Implementing statute: A.R.S. § 16-956(C).
  
3. **The effective date of the rules:**  
September 28, 2017.
  
4. **A list of all previous notices appearing in the Register addressing the exempt rule:**  
Not applicable
  
5. **The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**  
Name: Thomas M. Collins, Executive Director  
Address: Citizens Clean Elections Commission  
1616 W. Adams St., Suite 110  
Phoenix, AZ 85007  
  
Telephone: (602) 364-3477  
Fax: (602) 364-3487  
E-mail: thomas.collins@azcleelections.gov
  
6. **An explanation of the rule, including the agency's reasons for initiating the rule, including the statutory citation to the exemption from regular rulemaking procedures:**  
On September 28, 2017, the Commission approved amendments to Commission rule R2-20-402.01. The Commission amends R2-20-402.01 to audit all legislative candidates during the election cycle rather than conduct random audits of candidates.
  
7. **A reference to any study relevant to the rule that the agency reviewed and either relied on in its evaluation of or justification for the rule or did not rely on in its evaluation of or justification for the rule, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:**  
Not applicable
  
8. **A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:**  
Not applicable
  
9. **The summary of the economic, small business, and consumer impact:**  
Not applicable
  
10. **A description of the changes between the proposed rules, including supplemental notices, and final rules (if applicable):**  
Not applicable

11. **A summary of the comments made regarding the rule and the agency response to them:**  
Not applicable
12. **Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:**  
Not applicable
13. **Incorporations by reference and their location in the rules:**  
Not applicable
14. **Was this rule previously made as an emergency rule? If so, please indicate the Register citation:**  
Not applicable
15. **The full text of the rules follows:**

TITLE 2. ADMINISTRATION  
CHAPTER 20. CITIZENS CLEAN ELECTIONS COMMISSION

ARTICLE 4. AUDITS

Section

R2-20-402.01. Random audits of participating legislative candidates.

ARTICLE 4. AUDITS

**R2-20-402.01. ~~Random~~ Audits of participating legislative candidates.**

To ensure compliance with the Act and Commission rules, the Commission shall conduct ~~random~~ audits of all participating legislative candidates after each election primary election period and each general election period. Candidates who win their primary election will not be subject to an audit until after the general election. ~~Random~~ audits shall include the review of campaign finance reports for the entire election cycle and related documentation in accordance with procedures established by the Commission. The Commission may hire independent accounting firms to carry out the ~~random~~ audits. ~~The selection of legislative candidates for audit shall be determined by random lot at a Commission meeting. Candidates shall not be subject to selection for random audit for the general election period that were selected for random audit following the primary election period.~~