

Hi Heidi and Eileen,

Let us read the questions followed by the answers. You must read this document fully to understand what happened. There are three e-mails with responses. You will see that they are contradicting themselves.

Note: I called the Deputy Director of Elections, Janine Petty. Her direct number is 602-542-6209. She said, "if you have an Arizona address you may vote in state elections even if your return is uncertain." She went on to say, "you may vote in state elections in Arizona if you have never resided in Arizona only if your parents have an address in Arizona." After reading the e-mails below, I think you will agree to go with what the Deputy Director told me on the phone.

E-mail one:

**To:** Elections; DL\_Communications

**Subject:** [Elections] Questions about overseas voting

Janet Weiler ([janet.weiler@bluewin.ch](mailto:janet.weiler@bluewin.ch)) sent a message using the contact form at <https://www.azsos.gov/contact/Elections>.

I'm a volunteer helping US citizens living overseas to vote in US elections. We want to make sure that [votefromabroad.org](http://votefromabroad.org) provides accurate and up-to-date voting information. Would you please answer the following questions:

1. If a US citizen is residing abroad and they intend to return, are they allowed to vote in state elections?
2. If a US citizen is residing abroad and their return is uncertain, are they allowed to vote in state elections?
3. If a US citizen has never resided in the United States, are they eligible to vote in state elections?
4. If a US citizen has never resided in the United States, are they eligible to vote in federal elections?

Thank you for taking the time to answer our questions. We appreciate you helping Americans to execute one of their most important rights!

Take care,  
Janet Weiler

Answer incomplete:

---Message d'origine---

De : [elections@azsos.gov](mailto:elections@azsos.gov)

Date : 23/10/2017 - 17:43 (RST)

À : [janet.weiler@bluewin.ch](mailto:janet.weiler@bluewin.ch)

Objet : RE: [Elections] Questions about overseas voting

Hello,

The Uniformed and Overseas Citizens Absentee Voting Act may provide more specific details to answer your question, however here is some quick information.

1. A US Citizen residing abroad that intends to return can request an absentee ballot to vote in elections.

NOTE FROM TRICIA: From the above we can conclude that those who intend to return can vote in state elections.

2. More information is needed to accurately answer that question, intending to remain abroad for an indefinite amount of time may cause loss of residency, see Arizona Revised Statute 16-593.

NOTE FROM TRICIA: She is not answering the question here.

3. A US Citizen who has never resided in the US and has a parent or legal guardian that is currently registered to vote in Arizona is eligible to vote in Arizona.

NOTE FROM TRICIA: Here she is answering question # 3, which is can you vote in STATE elections if you never lived in the USA-her answer is yes as long as a parent or guardian is registered and eligible to vote

4. See #3

NOTE FROM TRICIA: Here she is answering question 4, which is can you vote in Federal elections if you never resided in the USA? Her answer is the same thing applies to state and Federal elections because she told you to refer to the answer to the third question.

Sincerely,

Election Services Division  
Arizona Secretary of State Michele Reagan  
Office: (602) 542-8683  
Toll Free: 1-877-THE-VOTE  
e-mail: [elections@azsos.gov](mailto:elections@azsos.gov)  
[www.azsos.gov](http://www.azsos.gov)  
JDB



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E-mail 2:

Heidi and Eileen,

I did not copy my questions here but her answer is straight forward. I simply asked her to clarify # 2 by specifically discussing the FPCA. If someone indicates on their FPCA that their “return is uncertain” will they get a full ballot? Answer:

Ms. Augustine,

If the applicant checks “U.S. citizen residing outside the U.S. and my return is not certain” the applicant is entitled to receive a federal ballot only since the voter’s intent to return to the state is uncertain. In an election with no federal office on the ballot, this voter will not receive a ballot.

- Frequently Asked Questions (FAQs) about absentee voting:  
Questions for all UOCAVA voters  
<https://www.fvap.gov/info/laws/voting-residency-guidelines>
- Citizens Residing Outside the U.S.  
<https://www.fvap.gov/citizen-voter/additional-info>
- Voting Residency Guidelines  
<https://www.fvap.gov/guide/appendix/faq>

Sincerely,

**Election Services**

Arizona Secretary of State Michele Reagan

Toll-free, in-state (1-877-THE-VOTE)

Office: 602-542-8683

[www.azsos.gov](http://www.azsos.gov)

YM



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Heidi and Eileen,

Here her answer could not be more clear. If you mark your FPCA “Return Uncertain” you will only be able to vote in Federal elections.

E-mail # 3 below

**From:** Tricia Augustine [<mailto:taugham1@gmail.com>]  
**Sent:** Tuesday, January 30, 2018 5:59 PM  
**To:** Elections  
**Cc:** 'H Burch'; 'Eileen Weinberg'  
**Subject:** RE: RE: [Elections] Questions about overseas voting

Dear Sir/Madam,

Thank you for your incredibly helpful e-mail but I just want to clarify one thing so I can make sure I do not make any mistakes. Arizona is very unique. Most states that do not allow overseas voters to vote in STATE elections because they mark their FPCA "Return Uncertain" also do not allow them to vote in STATE elections if they have never resided in the state (they were born overseas and have not had the opportunity to live in the USA yet).

I want to make sure I understand all of your below e-mails. Is this correct:

1. If you have never resided in the USA but your parents are currently registered in the state you ARE allowed to vote in BOTH state and federal elections?
2. If you mark your ballot "return uncertain" you are NOT allowed to vote in STATE elections.

Thanks for confirming the above.

Take Care,  
Tricia

----- Forwarded message -----

**From:** Elections <[elections@azsos.gov](mailto:elections@azsos.gov)>  
**Date:** Wed, Jan 31, 2018 at 2:38 PM  
**Subject:** RE: RE: [Elections] Questions about overseas voting  
**To:** Tricia Augustine <[taugham1@gmail.com](mailto:taugham1@gmail.com)>, Elections <[elections@azsos.gov](mailto:elections@azsos.gov)>  
**Cc:** H Burch <[heidilburch@gmail.com](mailto:heidilburch@gmail.com)>, Eileen Weinberg <[eileen.weinberg@gmail.com](mailto:eileen.weinberg@gmail.com)>

Dear Ms. Augustine,

Thank you for contacting our office.

When an military or overseas voter lists an Arizona address on the Federal Post Card Application (FPCA), our office considers them to be a "full ballot" voter, regardless of their intent to return.

1. NOTE FROM TRICIA: Here she is answering my question # 2

The voter can request to vote in federal elections only, if they wish.

Here she is answering question 1. Cannot vote in state elections if never resided.

Sincerely,

Election Services Division  
Arizona Secretary of State Michele Reagan

[1700 W. Washington St.](#), 7<sup>th</sup> Floor

Phoenix, AZ 85007

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**TR**



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