

COMMITTEE ON EDUCATION ACCOUNTABILITY AND REFORM
SENATE AMENDMENTS TO S.B. 1479
(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Special election

3 Under the authority of and in accordance with article XXI, section 1,
4 Constitution of Arizona, a special election is called to be held November 3,
5 2009 and to be conducted by the officers conducting regular elections.

6 Sec. 2. Purpose of election

7 The purpose of the special election called pursuant to section 1 of
8 this act is to submit to a vote of the people certain amendments to the
9 Constitution of Arizona that are proposed by the forty-ninth legislature,
10 first regular session, that are approved by a majority of the members of each
11 house of the legislature and that amend the Constitution of Arizona to
12 provide for a temporary state transaction privilege tax rate increment.

13 Sec. 3. Publicity; secretary of state

14 A. The secretary of state shall cause to be printed in pamphlet form a
15 sample ballot and a true copy of the official title and text of each proposed
16 amendment, with the number and form in which the descriptive title will be
17 printed on the official ballot as prescribed by section 19-125, Arizona
18 Revised Statutes. In addition, the publicity pamphlet shall contain a
19 legislative council analysis, a joint legislative budget committee staff
20 fiscal impact summary and any arguments submitted in support of or opposition
21 to the proposed amendments as prescribed by section 19-124, Arizona Revised
22 Statutes. The legislative council analysis, joint legislative budget
23 committee fiscal impact summary and any arguments shall be submitted to the
24 secretary of state no later than eighty-five days before the date of the
25 election. A person submitting an argument in support of or opposition to the
26 proposed amendments shall pay the fee prescribed pursuant to section 19-124,
27 Arizona Revised Statutes.

1 B. The secretary of state is not required to conduct public meetings
2 on the proposed amendments.

3 C. Not less than thirty-five days before the special election called
4 pursuant to this act, the secretary of state shall mail one copy of the
5 publicity pamphlet to every household that contains a registered voter. The
6 mailings may be made over a period of days but shall be mailed in order to be
7 delivered to households before the earliest date for the receipt of early
8 ballots that may have been requested by a voter.

9 D. The secretary of state shall distribute the publicity pamphlet in
10 other forms and methods deemed advisable by the secretary of state.

11 Sec. 4. Form of ballot

12 A. The officer in charge of elections shall comply with section
13 19-125, subsections E and F, Arizona Revised Statutes, with respect to
14 printing the full text of each measure on the ballot.

15 B. If a political subdivision contracts with a county for election
16 services and that political subdivision chooses to hold a local election on
17 November 3, 2009, the political subdivision shall only utilize the ballot and
18 format of the election where the question presented pursuant to article XXI,
19 section 1, Constitution of Arizona, appears and the constitutional amendment
20 shall appear first.

21 Sec. 5. Applicability of general election laws: exceptions

22 A. The secretary of state and county officers in charge of elections
23 are exempt from compliance with competitive bidding processes to the extent
24 that those processes will conflict with the timely printing and distribution
25 of publicity pamphlets, ballots and other election materials or the timely
26 conduct of the special election required by this act.

27 B. The special election called pursuant to this act shall be governed
28 and administered under the general laws of this state regarding elections to
29 the greatest extent practicable and shall be administered in a manner
30 consistent with a presidential preference election with consolidated
31 precincts.

32 Sec. 6. Reimbursement of county expenses

1 A. The secretary of state shall reimburse counties for the cost of
2 printing ballots and other election materials for the special election and
3 shall reimburse counties for compensation paid to election board and tally
4 board officers serving during the special election, as well as other costs of
5 administering the election.

6 B. The clerk of the board of supervisors of each county shall submit
7 to the secretary of state for approval an itemized claim, together with
8 documentation, verified by the clerk for expenses incurred or to be incurred
9 by the county as prescribed by subsection A of this section. On approval of
10 the claim by the secretary of state, the claim shall be submitted to the
11 department of administration for payment to the county from the monies
12 appropriated for this purpose in the fiscal year 2009-2010 general
13 appropriations act and related measures.

14 Sec. 7. Emergency

15 This act is an emergency measure that is necessary to preserve the
16 public peace, health or safety and is operative immediately as provided by
17 law.

18 Sec. 8. Conditional repeal

19 This act is repealed unless the following bills of the forty-ninth
20 legislature, first regular session, are enacted into law:

- 21 1. Senate Bill 1027.
- 22 2. Senate Bill 1028.
- 23 3. Senate Bill 1029.
- 24 4. Senate Bill 1031.
- 25 5. Senate Bill 1035.
- 26 6. Senate Bill 1036.
- 27 7. Senate Bill 1145.
- 28 8. Senate Bill 1187.

29 9. Senate Bill 1188, without regard to whether one or more items of
30 this enactment have been subject to objection by the Governor in a line item
31 veto as provided in article V, section 7, Constitution of Arizona.

Senate Amendments to S.B. 1479

1 10. Senate Bill 1258."

2 Amend title to conform

6/29/09
10:25 PM
rbc