

REFERENCE TITLE: senate staggered terms; term limits

State of Arizona
House of Representatives
Forty-ninth Legislature
Second Regular Session
2010

HCR 2012

Introduced by
Representatives Heinz, Chabin: Ableser, Ash, Brown, Campbell CL, Deschene,
Konopnicki, Senator Aboud

A CONCURRENT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF ARIZONA; AMENDING ARTICLE IV,
PART 2, SECTION 21, CONSTITUTION OF ARIZONA; RELATING TO LEGISLATIVE MEMBERS'
TERMS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it resolved by the House of Representatives of the State of Arizona, the
2 Senate concurring:

3 1. Article IV, part 2, section 21, Constitution of Arizona, is
4 proposed to be amended as follows if approved by the voters and on
5 proclamation of the Governor:

6 21. Term limits of members of state legislature

7 Section 21. A. The members of the first legislature
8 shall hold office until the first Monday in January, 1913.
9 THROUGH THE FORTY-NINTH LEGISLATURE THAT BEGINS IN 2009, the
10 terms of office of the members of ~~succeeding legislatures~~ THE
11 HOUSE OF REPRESENTATIVES AND THE MEMBERS OF THE SENATE shall be
12 two years. THROUGH THE FORTY-NINTH LEGISLATURE THAT BEGINS IN
13 2009, no state senator shall serve more than four consecutive
14 terms in that office, nor shall any state representative serve
15 more than four consecutive terms in that office. This
16 limitation on the number of terms of consecutive service shall
17 apply to terms of office beginning on or after January 1, 1993
18 AND ENDING WITH TERMS OF OFFICE IN THE FORTY-NINTH LEGISLATURE.

19 B. BEGINNING WITH THE FIFTIETH LEGISLATURE IN 2011, THE
20 TERMS OF OFFICE OF THE MEMBERS OF THE SENATE SHALL BE STAGGERED
21 TERMS OF FOUR YEARS A STATE SENATOR SHALL NOT SERVE MORE THAN
22 THREE CONSECUTIVE TERMS IN THAT OFFICE, THE TERMS OF OFFICE OF
23 THE MEMBERS OF THE HOUSE OF REPRESENTATIVES SHALL REMAIN TWO
24 YEARS AND A MEMBER OF THE HOUSE OF REPRESENTATIVES SHALL NOT
25 SERVE MORE THAN SIX CONSECUTIVE TERMS IN THAT OFFICE. THESE
26 LIMITATIONS ON CONSECUTIVE TERMS OF OFFICE APPLY TO TERMS OF
27 OFFICE THAT BEGIN ON OR AFTER JANUARY 1, 2011.

28 C. NO LEGISLATOR, AFTER SERVING THE MAXIMUM NUMBER OF
29 TERMS, WHICH SHALL INCLUDE ANY PART OF A TERM SERVED, MAY SERVE
30 IN THE SAME OFFICE UNTIL HE HAS BEEN OUT OF OFFICE FOR NO LESS
31 THAN ONE FULL TERM.

32 D. THE CHANGE TO A STAGGERED FOUR-YEAR TERM OF OFFICE AND
33 THE CHANGE TO A LIMIT OF THREE CONSECUTIVE TERMS OF OFFICE FOR
34 THE MEMBERS OF THE SENATE BEGINNING WITH THE FIFTIETH
35 LEGISLATURE IN 2011 SHALL APPLY AS FOLLOWS:

36 1. FIFTEEN OF THE SENATORS ELECTED TO THE FIFTIETH
37 LEGISLATURE SHALL SERVE A FOUR-YEAR TERM, WITH THOSE FIFTEEN TO
38 BE DETERMINED BY LOT FROM AMONG THE PERSONS ELECTED TO THE
39 SENATE OF THE FIFTIETH LEGISLATURE. THE REMAINING FIFTEEN
40 MEMBERS OF THE SENATE SHALL SERVE A TWO-YEAR TERM UNTIL THE
41 FIFTY-FIRST LEGISLATURE IN 2013, WHEN THE PERSONS ELECTED TO
42 FILL THE SEATS OF THOSE REMAINING FIFTEEN MEMBERS OF THE SENATE
43 SHALL SERVE A FOUR-YEAR TERM. THEREAFTER, THE TERM OF OFFICE OF
44 ALL MEMBERS OF THE SENATE SHALL BE A TERM OF FOUR YEARS.

1 2. ANY PERSON WHO SERVES ANY PORTION OF A TWO-YEAR SENATE
2 TERM OF OFFICE IN THE FIFTIETH LEGISLATURE IS ELIGIBLE TO SERVE
3 THREE ADDITIONAL CONSECUTIVE TERMS IN THE SENATE THAT BEGIN IN
4 JANUARY, 2013, JANUARY, 2017, AND JANUARY, 2021, AND IS NOT
5 ELIGIBLE FOR A FIFTH CONSECUTIVE TERM IN THE SENATE.

6 3. ANY PERSON WHO SERVES ANY PORTION OF A FOUR-YEAR
7 SENATE TERM OF OFFICE IN THE FIFTIETH AND FIFTY-FIRST
8 LEGISLATURES IS ELIGIBLE TO SERVE TWO ADDITIONAL CONSECUTIVE
9 TERMS IN THE SENATE THAT BEGIN IN JANUARY, 2015, AND JANUARY,
10 2019, AND IS NOT ELIGIBLE FOR A FOURTH CONSECUTIVE TERM IN THE
11 SENATE.

12 E. THE CHANGE TO A LIMIT OF SIX CONSECUTIVE TERMS OF
13 OFFICE FOR THE MEMBERS OF THE HOUSE OF REPRESENTATIVES BEGINNING
14 WITH THE FIFTIETH LEGISLATURE IN 2011 SHALL APPLY AS FOLLOWS:

15 1. A LEGISLATOR WHO SERVES THREE CONSECUTIVE TERMS IN THE
16 HOUSE OF REPRESENTATIVES AND WHOSE FIRST TERM OF OFFICE BEGAN IN
17 JANUARY, 2005, IS ELIGIBLE TO SERVE TWO ADDITIONAL CONSECUTIVE
18 TERMS IN THE HOUSE OF REPRESENTATIVES THAT BEGIN IN JANUARY,
19 2011, AND JANUARY, 2013, AND IS NOT ELIGIBLE FOR A SIXTH
20 CONSECUTIVE TERM IN THE HOUSE OF REPRESENTATIVES.

21 2. A LEGISLATOR WHO SERVES TWO CONSECUTIVE TERMS IN THE
22 HOUSE OF REPRESENTATIVES AND WHOSE FIRST TERM OF OFFICE BEGAN IN
23 JANUARY, 2007, IS ELIGIBLE TO SERVE THREE ADDITIONAL CONSECUTIVE
24 TERMS THAT BEGIN IN JANUARY, 2011, JANUARY, 2013, AND JANUARY,
25 2015, AND IS NOT ELIGIBLE FOR A SIXTH CONSECUTIVE TERM IN THE
26 HOUSE OF REPRESENTATIVES.

27 3. A LEGISLATOR WHO SERVES ONE TERM IN THE HOUSE OF
28 REPRESENTATIVES AND WHOSE FIRST TERM OF OFFICE BEGAN IN JANUARY,
29 2009, IS ELIGIBLE TO SERVE FOUR ADDITIONAL CONSECUTIVE TERMS OF
30 OFFICE IN THE HOUSE OF REPRESENTATIVES THAT BEGIN IN JANUARY,
31 2011, JANUARY, 2013, JANUARY, 2015, AND JANUARY, 2017, AND IS
32 NOT ELIGIBLE FOR A SIXTH CONSECUTIVE TERM IN THE HOUSE OF
33 REPRESENTATIVES.

34 2. The Secretary of State shall submit this proposition to the voters
35 at the next general election as provided by article XXI, Constitution of
36 Arizona.